THE BOMBAY PROHIBITION ACT, 1949 (BOM. XXV OF 1949).

G. N., R. D., No. 10484/45, dated 20th March 1950 (B. G., Pt. IV-B, p. 489). S. 2 (17).

In exercise of the powers conferred by the proviso to clause (*17*) of section 2 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and in supersession of Government Notification in the Revenue Department, No. 522, dated the 25th February 1921, the Government of Bombay is pleased to declare that the following descriptions of country liquor shall, for the purposes of the said Act, be deemed to be foreign liquor, namely :—

(1) Perfumed spirits, essences of whisky, rum and brandy, denatured spirits and drugs, medicines and chemicals containing spirit ;

(2) Methyl alcohol, Amyl alcohol, Butyl alcohol, Capryl alcohol, Propyl alcohol, and Fusel oil ;

(3) Grape liquor and Malt liquor ;

(4) All other liquors such as ale, beer, porter, cider, wines, medicated and tonic wines, spirits of wine, rectified spirits, absolute alcohol, brandy, whisky, rum, gin and ginger-wine, which are certified by the Chemical Analyser to the Government of Bombay as having the same properties as those possessed by the liquors of the corresponding descriptions imported from foreign countries, and which are liable to duty at the same special rates as those prescribed in the First Schedule to the Indian Tariff Act, 1934 (XXXII of 1934) or at such special rates as may be prescribed by Government under section 105 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949) ; and

(5) All liquid medical preparations containing self-generated alcohol prepared by a process of fermentation—whether known by the name of 'drakshasava', 'asava', 'arishta', 'kadha', or by any other Ayurvedic appellation.

G. N., R. D., No. 10484/45 (S), (dated 16th June 1949 (B.G., Pt. IV-B, p. 1303). S. 6.

Amended by G. N., R. D., No. 10484/45, dated 13th October 1949.
Amended by G. N., R. D., No. 10484/45, dated 24th November 1949.
Amended by G. N., R. D., No. 10484/45, dated 24th January 1950.
Amended by G. N., R. D., No. 10484/45, dated 24th February 1950.
Amended by G. N., R. D., No. 10484/45, dated 28th February 1950.
Amended by G. N., R. D., No. 10484/45, dated 7th July 1950.
Amended by G. N., R. D., No. 8081/45 (f), dated 11th August 1950.
Amended by G. N., R. D., No. 10484/45 (a), dated 21st September 1950.

In exercise of the powers conferred by section 6 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), (hereinafter referred to as the said Act) and of all other powers enabling it in this behalf and in supersession of all previous notifications issued in this behalf under the Bombay Abkari Act, 1878, the Opium Act, 1878, and the Bombay Molasses Act, 1947, the Government of Bombay is pleased to invest,—

(1) the officers mentioned in column 1 of Schedule A hereto appended with the powers under the said Act, specified against them in column 3 of the said Schedule A, within the area specified in column 2 of the said Schedule A ; and

(2) the persons mentioned in column 1 of Schedule B hereto appended with the powers under the said Act specified against them in column 2 of the said Schedule B.

Schedule A.

Designation of Officer.	Area within which powers may be exercised.	Powers which may be exercised.
1	2	3
1. Excise Department—		
1. Director of Excise and Prohibition.	The State of Bombay ..	(*i*) Power under section 28 to grant passes; (*ii*) Powers under sections 60 (*1*), 121 (*1*) and 123.
2. Deputy Commissioner of Excise.	Do. ..	(*i*) Power under section 28 to grant passes; (*ii*) Powers under sections 60 (*1*), 77 (*a*), 120, 121 (*1*), 122, 123, 124 (*1*), 125, 126, 127, 128 and 129 (*1*).
3. Superintendents of Excise.	The limits of their respective jurisdictions.	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp: and (*ii*) Powers under sections 30, 77 (*a*), 120, 121 (*1*), 122, 123, 124 (*1*) 125, 126, 127, 128 and 129 (*1*).
4. Superintendent, Nasik Distillery.	The State of Bombay ...	Powers under section 28— (*i*) to grant passes for the transport of country spirit or foreign liquor issued from the Nasik Distillery; and (*ii*) to grant passes for the export of foreign liquor issued from the Nasik Distillery. (*iii*) Powers under section 61(*3*) to grant permits for the transport of molasses from the Nasik Distillery to the premises of a licensee holding a licence in Form M II.
5. Chief Account Officer....	Greater Bombay ...	Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp.
6. Inspectors of Warehouses.	The limits of their respective jurisdictions.	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp; and (*ii*) Powers under sections 77 (*a*), 120, 121 (*1*), 122, 123, 125, 126, 127, 128 (*2*) and 129 (*1*).
7. Chief Inspectors of Excise.	Do. ...	Do.
8. Excise Inspector, Drug Permit Office, Bombay.	Greater Bombay ...	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under section 31.
8-A. Excise Inspector, Ahmedabad City.	Within the limits of the City Taluka and the Daskroi Taluka of the Ahmedabad District.	(*a*) Powers under section 30 to grant licence for the possession of denatured spirit up to. (*i*) two bottles per month in the case of medical practitioner and (*ii*) one bottle per month in the case of other persons. (*b*) [*Deleted.*]

Designation of Officer.	Area within which powers may be exercised.	Powers which may be exercised.
1	2	3
I. Excise Department—contd.		
9. All Excise Inspectors and Assistant Inspectors.	The limits of their respective jurisdictions.	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 77 (*a*), 120, 121 (*1*), 122, 123, 125, 126, 127, 128 (*2*) and 129 (*1*).
10. All Excise Sub-Inspectors.	Do. ...	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp ; and (*ii*) Powers under sections 77 (*a*), 120, 121 (*1*), 122, 123, 125, 126, 127 and 128 (*2*).
11. Officers in charge of liquor warehouses or distilleries.	The limits of the areas in which liquor is supplied from the warehouses or distilleries.	(*i*) Power under section 28 to grant passes for the transport of country spirit ; and. (*ii*) Powers under section 61(*3*) to grant passes for the transport of molasses from sugar factories to which distilleries are attached.
12. All petty officers of the rank of Jamadar, Havildar and Naik.	The limits of their respective jurisdictions.	Powers under sections 120, 121 (*1*), 122, 125, 126 and 128 (*2*).
13. All Excise Constables ...	Do. ...	Powers under section 125.
II. Revenue Department—		
14. All Collectors ...	The limits of their respective jurisdictions.	(*i*) Power under section 28 to grant passes ; (*ii*) Powers under sections 30, 31, 32, 33, 34, 35, 36, 37, 38, 40 (*1*), 45 (*1*), 46 (*1*) and 48 ;. (*iii*) [*Deleted.*] (*iv*) Powers under sections 54 (*1*), 77 (*a*), 121 (*1*) and 123. (*v*) Powers under section 61 (*2*) and (*3*) to grant licences and permits.
15. All Assistant and Deputy Collectors.	Do. ...	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp ; (*ii*) Powers under sections 77 (*a*), 120, 121 (*1*), 122, 123, 125, 126, 127 and 128.

Designation of Officers.	Area within which powers may be exercised.	Powers which may be exercised.
1	2	3
II. Revenue Department—contd.		
16. All Mamlatdars and Mahalkaries.	The limits of their respective jurisdictions.	(*i*) Power under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 77 (*a*), 120, 121 (*1*), 122, 123, 125, 126, 127 and 128.
17. All Magistrates ...	Do. ...	Powers under sections 77 (*a*), 120, 121 (*1*), 122, 123 125, 126, 127 and 128.
18. Revenue Officers not lower in rank than an Avalkarkun.	Do. ...	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Power under section 125.
III. Police Department—		
19. Deputy Commissioners of Police.	The limits of Greater Bombay.	(*i*) [*Deleted.*] (*ii*) Powers under sections 100 and 101.
20. [*Deleted.*]		
21. District Superintendents of Police and Additional District Superintendents of Police.	The limits of their respective jurisdictions.	(*i*) [*Deleted.*] (*ii*) Powers under sections 100 and 101.
22. [*Deleted.*]		
23. Police Patels ...	The limits of their respective jurisdictions.	Powers under section 125.
IV. Forest Department—		
24. Divisional Forest Officer, West Nasik.	The limits of the Peint Taluka of the Nasik District.	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicationg or hemp. (*ii*) Powers under sections 77(*a*), 120, 121 (*1*), 122, 123, 125, 126, 127, 128 and 129 (*1*).
25. Divisional Forest Officer and Ex-Officio Assistant Collector of Akrani.	The limits of the Akrani Mahal of the West Khandesh District.	Do.
26. Range Forest Officer, Akrani.	Do. ...	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 77(*a*), 120, 121 (*1*), 122, 123, 125, 126, 127, 128 (*2*) and 129 (*1*).
27. All Forest Officers in the Akrani Mahal above the rank of Forest Guard.	Do. ...	Powers under sections 77(*a*), 120, 121 (*1*), 122, 125, 126 and 128 (*2*).

Designation of Officers.	Area within which powers may be exercised.	Powers which may be exercised.
1	2	3
IV. Forest Department—contd.		
28. Round Officers of the Forest Department in the Akrani Mahal.	The limits of their respective jurisdictions.	Powers under section 125.
29. Range Forest Officers, Peint, Harsul and Barhe.	The limits of the Peint Taluka of the Nasik District.	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 120, 121 (*1*), 122, 123, 125, 126, 127, 128 (*2*) and 129 (*1*).
V. Customs Department—		
30. Collector of Customs, Bombay.	The limits of Greater Bombay.	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 123 and 125.
31. All preventive Officers and Inspectors of the Customs Department in Greater Bombay.	The limits of their respective jurisdictions.	Powers under sections 120, 123, 125 and 126.
32. All Officers of the Customs Preventive Service in Bombay.	Do. ...	Powers under sections 123 and 125.
VI. Central Excise Department—		
33. All Assistant Collectors of Central Excise.	The limits of their respective jurisdictions.	Powers under sections 120, 123, 125, 126, 127, 128 and 129 (*1*).
34. Assistant Collectors of Central Excise, Goa Frontier, Anand, Thana, Ratnagiri and Karwar Divisions.	Do. ...	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 120, 123, 125, 126, 127, 128 and 129 (*1*).
35. All Deputy Superintendents and Inspectors in charge of Separate Custom Houses.	Do. ...	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 120, 123, 125, 126, 127, 128 (*2*) and 129 (*1*).
36. All Bunder Karkuns in charge of Separate Custom Houses.	Do. ...	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 120, 123, 125, 126 and 128 (*2*).
On the Goa Frontier.		
37. (*a*) Superintendent, Central Excise, Castle Rock.	Do. ...	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 120, 123, 125, 126, 127, 128 (*2*) and 129 (*1*).
(*b*) Deputy Superintendent and Inspectors of Central Excise at Castle Rock.	Do. ...	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 120, 123, 125, 126, 127, 128 (*2*) and 129 (*1*).

	Designation of Officers.	Area within which powers may be exercised.	Powers which may be exercised.
	1	2	3
	VI. Central Excise Department—contd.		
	On the Goa Frontier—contd.		
	(*c*) The Clerks of Central Excise Department on train duty at Castle Rock Station.	The limits of their respective jurisdictions.	Powers under section 28 to grant passes for the transport of foreign liquor imported *via* customs outposts and land customs stations.
	(*d*) Deputy Superintendents, Inspectors and Nakedars in charge of Land Customs Stations at Diggi, Poy, Anmod, Talewadi, Charla and Majali.	Do.	.. (*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 120, 123, 125, 126, 127, 128 (*2*) and 129 (*1*).
	On the Daman Frontier.		
38	(*a*) Deputy Superintendent or Inspector of Central Excise in charge of the Challa Customs House, Vapi.	Do.	.. Do. do.
	(*b*) The Nakedars of Kumta, Kalai, Patharpunja, Kolak and Bagwada.	Do.	.. (*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 120, 125, 126 and 128 (*2*).
	On the Pakistan Frontier.		
39	(*a*) Superintendent of Suigam and Inspectors at Santalpur, Gokhantar, Jhajham, Suigam, Asara and Mavsari.	Do.	.. (*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug of hemp. (*ii*) Powers under sections 123, 125, 126, 127, 128 (*2*) and 129 (*1*).
	(*b*) Nakedars at Gokhantar, Jhajham and Suigam.	Do.	... (*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 120, 125, 126 and 128 (*2*).
40	All Superintendents, Deputy Superintendents, Inspectors and Coast Guards Inspectors.	Do.	.. Powers under sections 120, 123, 125, 126, 127, 128 (*2*) and 129 (*1*).
41	All Bunder Karkuns, Sajedars, Nakedars, Jamadars, Havildars, and Dafedars.	Do.	.. Powers under sections 120, 125, 126 and 128 (*2*).
42	All Sowars, Peons, Syrangs, Tindels and Lascars.	Do.	... Powers under section 125.

Designation of Officers.	Area within which powers may be exercised.	Powers which may be exercised.
1	2	3
VI. Central Excise Department—concld.		
43 Inspectors at Sugar Factories.	The limits of the Sugar Factory.	(*i*) Powers under section 61 (*3*) to grant passes for the transport of molasses from sugar factories. (*ii*) Powers under sections 120, 123, 125, 126 and 128 (*2*).
4 Jamadars at Sugar Factories.	Do. ..	Powers under sections 120, 125, 126 and 128 (*2*).
5 Deputy Superintendent and Inspectors at the Ahmedabad Customs Aerodrome.	The limits of their respective jurisdictions.	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 120, 123, 125, 126, 127, 128 (*2*) and 129 (*1*).

Schedule B.

Persons empowered.	Powers which may be exercised.
1	2
1. Holders of Foreign Liquor Vendor's licences, Foreign Liquor Retail Off licences, Foreign Liquor "Club" licences and Foreign Liquor Military Canteen Tenant System licences, in the State of Bombay and their duly authorised agents against holding valid Nokarnamas.	Powers under section 28 to issue passes for the transport of Brandy, Whisky, Rum and Gin sold by them to their customers in quantities not exceeding one quart bottle in the aggregate.
2. Bishops in charge of the Mass Wine manufactories situated at Gundavali in Greater Bombay and at Anand in the Kaira District.	Powers under section 28 to issue passes for the transport of Mass Wine under the Bombay Mass Wine Rules, 1943.
3. Licences of toddy shops and tree-foot booths and their duly authorised servants or agents holding valid Nokarnamas.	Powers under section 28 to issue passes for the transport of toddy from toddy bans and trees to their respective shops or tree-foot booths.

G. N., R. D., No. 10484/45/(x), dated 16th June 1949 (B. G., Pt. IV-B, p. 1320). S. 6.

Amended by G. N., R. D., No. 8081/45 (f), dated 11th August 1950.

In exercise of the powers conferred by section 6 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949) (hereinafter refe rred to as the said Act) read with paragraph 3 of the Indian State (Application of Laws) Order, 1948, and paragraph 3 of the Kolhapur State (Application of Laws) Order, 1949, and in supersession of all previous notifications issued in this behalf under the Bombay Abkari Act, 1878, the Opium Act, 1878, and the Bombay Molasses Act, 1947, the Government of Bombay is pleased to invest—

(1) the Officers specified in column 1 of Schedule A hereto appended with the powers under the said Act specified against them in column 3, within the areas specified in column 2 of the said Schedule A; and

(2) the persons specified in column 1 of Schedule B hereto appended with the powers under the said Act specified against them in column 2 of the said Schedule B.

Schedule A.

Serial No.	Designation of officers.	Area within which powers may be exercised.	Powers which may be exercised.
	1	2	3
		I. Excise Department.	
1	Director of Excise and Prohibition.	Indian States and Kolhapur State.	(*i*) Power under section 28 to grant passes. (*ii*) Powers under sections 52, 60 (*1*), 121 (*1*) and 123.
2	Deputy Commissioner of Excise.	Do. ..	(*i*) Power under section 28 to grant passes. (*ii*) Powers under sections 60 (*1*), 77 (*a*), 120, 121 (*1*), 122, 123, 124 (*1*), 125, 126, 127, 128 and 129 (*1*).
3	Superintendents of Excise.	The limits of their respective jurisdictions.	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 30, 77 (*a*), 120, 121 (*1*), 122, 123, 124 (*1*), 125, 126, 127, 128 and 129 (*1*).
4	Inspectors of Warehouses.	Do. ...	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 77 (*a*), 120, 121 (*1*), 122, 123, 125, 126, 127, 128 (*2*) and 129 (*1*),
5	Chief Inspectors of Excise.	Do. ..	Do. do.
6	All Excise Inspectors and Assistant Inspectors.	The limits of their respective jurisdictions.	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 77 (*a*), 120, 121 (*1*), 122, 123, 125, 126, 127, 128 (*2*) and 129 (*1*).
7	All Excise Sub-Inspectors.	Do. ...	(*i*) Powers under section 28 to grant passes for the transport of liquor intoxicating drug or hemp. (*ii*) Powers under sections 77 (*a*), 120, 121 (*1*), 122, 123, 125, 126, 127 and 128 (*2*).
	Officer in charge of liquor Warehouses or distilleries.	The limits of the areas in which liquor is supplied from the warehouses or distilleries.	(*i*) Powers under section 28 to grant passes for the transport of country spirit. (*ii*) Powers under section 61 (*3*) to grant passes for the transport of molasses from the sugar factories to which the distilleries are attached.
8	All Petty Officers of the rank of Jamadar, Havildar and Naik.	The limits of their respective jurisdictions.	Powers under sections 120, 121 (*1*), 122, 125, 126 and 128 (*2*).
	All Excise Constables.	Do. ...	Powers under section 125.

Serial No.	Designation of officers.	Area within which powers may be exercised.	Powers which may be exercised.
1	2	3	4
		II. Revenue Department.	
11	All Chief Administrators.	The limits of their respective jurisdictions.	(*i*) Powers under section 28 to grant passes. (*ii*) Powers under sections 30, 31, 32, 33, 34, 35, 36, 37, 38, 40 (*1*), 45 (*1*), 46 (*1*) and 48. (*iii*) Powers under section 52 to grant licences, permits or passes— (*a*) in respect of mhowra flowers, opium and intoxicating drugs. (*b*) for tapping any toddy producing trees or the drawing of of toddy from such trees. (*iv*) Powers under sections 54 (*1*), 77, 121 (*1*) and 123. (*v*) Powers under sections 61 (*2*) and (*3*) to grant licences and permits.
12	All Administrators ..	Do. ..	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 77 (*a*), 120, 121 (*1*), 122, 123, 125, 126, 127 and 128.
13	All Mamlatdars and Mahalkaris.	Do. ..	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 77 (*a*), 120, 121 (*1*), 122 and 123.
14	All Magistrates ..	Do. ..	Powers under sections 77 (*a*), 120, 121 (*1*), 122, 123, 125, 126, 127 and 128.
15	Revenue Officers not lower in rank than an Avalkarkun.	Do. ...	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under section 125.
16	District Superintendents of Police and Additional District Superintendents of Police.	Do. ..	Powers under section 136 (*1*) to arrest or cause to be arrested and commit to custody.
17	Deputy Superintendents of Police.	Do. ...	Powers under section 136 (*1*) to arrest or cause to be arrested and commit to custody.
18	Police Patels ..	Do. ...	Powers under section 125.

Serial No.	Designation of officers.	Area within which powers may be exercised.	Powers which may be exercised.
	1	2	3
		VI. Central Excise Department.	
19	All Assistant Collectors of Central Excise.	The limits of their respective jurisdictions.	Powers under sections 120, 123, 125, 126, 127, 128 and 129 (*1*).
20	All Deputy Superintendents and Inspectors-in-charge of separate Custom Houses.	Do. ..	(*i*) Power under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 120, 123, 125, 126, 127, 128 (*2*) and 129 (*1*).
21	All Bunder Karkuns in charge of Separate Custom Houses.	Do. ..	(*i*) Powers under section 28 to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) Powers under sections 120, 123, 125, 126 and 128 (*2*).
22	All Superintendents, Deputy Superintendents, Inspectors and Coast Guards Inspectors.	Do. ..	Powers under sections 120, 123, 125, 126, 127, 128 (*2*) and 129 (*1*).
23	All Bunder Karkuns, Sajedars, Nakedars, Jamadars, Havildars and Dafedars.	Do. ..	Powers under sections 120, 125, 126 and 128 (*2*).
24	All Sowars, Peons, Syrangs, Tindels and Lascars.	Do. ..	Powers under section 125.
25	Inspectors at Sugar Factories.	The limits of the Sugar Factories.	(*i*) Powers under section 61 (*3*) to issue passes for the transport of molasses from sugar factories. (*ii*) Powers under sections 120, 123, 125, 126 and 128 (*2*).
26	Jamadars at Sugar Factories.	Do. ..	Powers under sections 120, 125, 126 and 128 (*2*).

Schedule B.

Serial No.	Persons empowered.	Powers which may be exercised.
1	2	3
1	Persons holding Foreign Liquor Vendor's licences, Foreign Liquor Retail Off licences, Foreign Liquor "Club" licences and Foreign Liquor Military Canteen Tenant System licences and their duly authorised agents holding valid Nokarnamas.	Powers under section 28 to issue passes for the transport of brandy, whisky, rum and gin sold by them to their customers in quantity not exceeding one quart bottle in the aggregate.
2	Persons holding licences for toddy shops and tree-foot booths and their duly authorised servants or agents holding valid Nokarnamas.	Powers under section 28 to issue passes for the transport of toddy from toddy bans and trees to their respective shops or tree-foot booths.

G. N., R. D., No. 10484/45 m), dated 16th June 1949 (B. G., Pt. IV-B, p. 1295). S. 10 (1).

In exercise of the powers conferred by sub-section (*1*) of section 10 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), read with paragraph 3 of the Indian States (Application of Laws) Order, 1948, and paragraph 3 of the Kolhapur State (Application of Laws) Order, 1949, the Government of Bombay is pleased to delegate to the officers specified in column 1 of the Schedule hereto annexed, the powers exercisable by it under the provisions of said Act specified against them in column 2 of the said Schedule—

Schedule.

Designation of Officer.	Provisions of Act.
(1)	(2)
1. Prohibition Commissioner	... Section 6.
2. Chief Administrators	... Section 41, sub section (*1*) of sections 44 and 47.

G. N., R. D., No. 10484/45, dated 25th August 1950 (B. G., Pt. IV-B, p. 1752). S. 10.

In exercise of the powers conferred by section 10 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and in supersession of Government Notification, Revenue Department, No. 10484/45 (*a*), dated the 16th June 1949, as amended by Government Notification, Revenue Department, No. 2843/49, dated the 4th April 1950, the Government of Bombay is hereby pleased to delegate to the officers specified in column 1 of Schedule hereto annexed the powers exercisable by it under the provisions of the said Act specified against them in column 3 of the said Schedule in respect of the areas specified in column 2 thereof.

Schedule.

Designation of Officers.	Areas.	Provisions of the Act.
(1)	(2)	(3)
(1) Director of Prohibition and Excise.	The State of Bombay ...	Sections 41, 44 (*1*) and 47 (*1*).
(2) Collector of Bombay ...	Greater Bombay ...	Sections 41, 44 (*1*) and 47 (*1*).
(3) Collectors of other Districts.	Districts within their respective jurisdiction.	Sections 41, 44 (*1*) and 47 (*1*).
(4) Prohibition and Excise Officers, Police Officers and Customs Officers having jurisdiction at air-ports or at the Mole Station, Bombay.	Air-ports or Mole Station, Bombay, within their jurisdiction.	Section 47 (*1*) in so far as it relates to the power to grant interim permits to foreign tourists.
(5) Superintendents of Prohibition and Excise and Prohibition and Excise Officers of and above the rank of Sub-Inspectors.	Areas within the limits of their respective jurisdiction.	Section 47 (*1*) in so far as it relates to the power to renew interim permits granted to foreign tourists.

S. 24 (2) (d). **G. N., R. D., No. 10484/45(b), dated 16th June 1949 (B. G., Pt. IV-B, p. 1276).**

Amended by G. N., R. D., No. 10484/45, dated 23rd August 1949.

In exercise of the powers conferred by clause (*d*) of sub-section (*2*) of section 24 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Bombay is pleased to exempt advertisements in respect of the following intoxicants from the operation of clause (*a*) of sub-section (*1*) of the said section 24, namely :—

1. Spirituous toilet preparations ;
2. Perfumed spirits ;
3. Flavouring essences containing alcohol ;
4. Denatured spirit ;
5. Spirituous medicinal preparations manufactured in accordance with the *British* Pharmacopoeia, British Pharmaceutical Codex, Squire's Companion to the British Pharmacopoeia or Martindel's Extra Pharmacopoeia other than the following 14 spirituous medicinal preparations, namely :—

(1) Aqua Anethi Concentrata.
(2) Aqua Cinnamomi Concentrata.
(3) Aqua Menthase Piperitae-Concentrata.
(4) Infusum Auranti Concentratum.
(5) Infusum Caryophylli Concentratum.
(6) Spiritus Menthae Piperitae.
(7) Spiritus Chloroformi.
(8) Spiritus Aetheris Nitrosi.
(9) Tinctura Aurantii.
(10) Tinctura Capsici.
(11) Tinctura Limonis.
(12) Tinctura Zingiberis Fortis.
(13) Tinctura Zingiberis Mitis.
(14) Tinctura Cardamomi Composita.

6. Ethyl Acetate ;
7. Amyl Acetate ;
8. Acetone.
9. The following non-restricted Asavas and Arishtas, namely :—

1. Angurasawa.
2. Amritarishta.
3. Arwindasawa.
4. Abhayarishta.
5. Ashwagandharishta.
6. Ashtashatarishta.
7. Ashokarishta.
8. Awartakyadyasawa.
9. Amrittanshtak.
10. Amritadi Nos. 1 and 2.
11. Abhayadi.
12. Ashtadashanga.
13. Awalgujadi.
14. Argawadhadi.
15. Ashwatthadi.
16. Amalakyadi.
17. Brihanmoolasawa.
18. Babbularishta.
19. Babbulasawa.
20. Balarishta.

21. Balkadu.
22. Baljeewan.
23. Beejakarishta.
24. Beejakasawa.
25. Bringarajasawa.
26. Bilwadi Nos. 1 and 2.
27. Beejapurakadi.
28. Balantakadha Nos. 1 and 2.
29. Barangyadi.
30. Bhoonimbadi.
31. Chittachandrikasawa.
32. Chawikasawa.
33. Chandanasawa.
34. Chitrakadyarishta.
35. Chitrakadyasawa.
36. Chaturbhadradi.
37. Chawyadi.
38. Chopachinyadi.
39. Chandanadi Nos. 1 and 2.
40. Durlabhasawa.
41. Durlabharishta.
42. Dantyarishta.
43. Dashamoolarishta.
44. Dashamoolasawa.
45. Dewadarwasawa.
46. Dewadarwarishta.
47. Dhanyakadyarishta.
48. Dhyatryarishta.
49. Dhayatryakadyarishta.
50. Draskshadi.
51. Dashmoolkadha Nos. 1 and 2.
52. Dashmooladikadha Nos. 1 and 2.
53. Darwyadikadha.
54. Dewadarwyadi Kadha Nos. 1 and 2
55. Dhanyapanchak.
56. Dhanyadi Kadha.
57. Dhatakyadi.
58. Eladyarishta.
59. Eladi.
60. Erandsaptak.
61. Erandamool.
62. Falarishta.
63. Fa'atrikadi.
64. Gajarasawa.
65. Guggulwasawa.
66. Gudoochayadi Nos. 1, 2, 3 and 4.
67. Gokshuradi.
68. Haritakyasawa.
69. Haritakyadi.
70. Hiwatapawar Kadha.
71. Indrajawadi.
72. Jambeerdrasawa.
73. Jeerkadyarishta.
74. Jwarnashak.
75. Karapasarishta.
76. Kubjakasawa.
77. Kutajarishta.
78. Karpoorasawa.
79. Kooshmandasawa.
80. Kanakasawa.
81. Kumariasawa Nos. 1 and 2.
82. Kumariasawa Nos. 3 and 4.
83. Kanakabindawasawa.
84. Kanakarishta.
85. Khadirarishta.
86. Khadirasawa.
87. Kashmaryadi.
88. Katfaladi.
89. Kantakaryadi.
90. Kshudradi Nos. 1, 2 and 3.
91. Kutajash ak.
92. Kanchanaradi.
93. Khadiradi.
94. Manjishtadi.
95. Lawangasawa.
96. Lodharasawa.
97. Loharishta.
98. Lohasawa.
99. Laxmanarishta.
100. Madhumesasawa.
110. Madhkarishta.
102. Mrigamadasawa.
103. Mandurarishta.
104. Moolasawa Nos. 1 and 2.
105. Machikasawa.
106. Mustakarista.
107. Manjishtadi (Laghu).
108. Manjishtadi (Brihan).
109. Nagaradi Nos. 1, 2 and 3.
110. Nidicdikadi.
111. Nyagrodadi.
112. Pindasawa.
113. Pippalyasawa.
114. Pippa yarishta.
115. Pippalimuladrarishta.
116. Peelwasawa.
117. Parthadyarishta.
118. Parpatadyarishta.
119. Pushkarmoolasawa.
120. Panchakolasawa.
121. Panchmoolasawa.
122. Pootikadyarishta.
123. Patrangasawa.
124. Punaranawasawa.

125. Palashpushapasawa.
126. Patoladi Nos. 1, 2, 3, 4, 5 and 6.
127. Panchmootrasawa.
128. Parpatadi Nos. 1 and 2.
129. Pathyadi Nos. 1 and 2.
130. Punarnawadi Nos. 1, 2 and 3.
131. Paripathadi.
132. Paribhadra.
133. Rohitakarishta.
134. Rohitakasawa.
135. Rasayanarishta.
136. Rasonasawa.
137. Ranasandhan.
138. Rodhrasawa.
139. Rashanadi.
140. Rashanadi (Maha).
141. Rashanadi (Panchak).
142. Rashanadi (Saptak).
143. Renukadi.
144. Rheeberadi.
145. Raktashodhak.
146. Sarivadyasawa.
147. Saraswatarishta.
148. Shrikhandasawa.
149. Shrisharishta.
150. Shaliparanyadi Nos. 1 and 2.
151. Shakhotakadi.
152. Shathyadi.
153. Sudarshan Nos. 1 and 2.
154. Trapusarishta.
155. Triwritadvarishta.
156. Trayamanasawa.
157. Tripha dyarishta.
158. Tamboolasawa.
159. Takrarishta.
160. Tripha adi Nos. 1, 2, 3, 4, 5 and 6.
161. Ushirasawa.
162. Udambarasawa.
163. Ushakadi.
164. Wal abharishta.
165. Wasarishta.
166. Wasasawa.
167. Wasakasawa.
168. Widangasawa.
169. Widangarishta.
170. Wishamushtyasawa.
171. Wrischikadyarishta.
172. Warunasava.
173. Wasakadi Nos. 1, 2 and 3.
174. Wasaka Kadha.
175. Weeratarwadi.
176. Watsakadi.
177. Warunad Nos. 1 and 2.
178. Wayawarnadi.
179. Widangadi.
180. Yamanyasawa.
181. Yogarajasawa.
182. Pearl Kadha.

Explanation.—For the purpose of this notification—

"Asava or Arishta" means a liquid medicinal preparation containing self generated alcohol prepared by a process of fermentation, according to the recipes and directions laid down in the standard Ayurvedic treatises.

S. 24 (2)(d). **G. N., R. D., No. 10484/45 (n), dated 16th June 1949 (B. G., Pt. IV-B, p. 1295).**

In exercise of the powers conferred by clause (*d*) of sub-section (*2*) of section 24 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), read with paragraph 3 of the Indian States (Application of Laws) Order, 1948, and paragraph 3 of the Kolhapur State (Application of Laws) Order, 1949, the Government of Bombay is pleased to exempt advertisements in respect of the following intoxicants from the operation of clause (*a*) of sub-section (*1*) of the said section 24, namely :—

1. Spirituous toilet preparations ;
2. Perfumed spirits ;
3. Flavouring essences containing alcohol ;
4. Denatured spirit ;

5. Spirituous medicinal preparations manufactured in accordance with the British Pharmacopoeia, British Pharmaceutical Codex, Squire's Companion to the British Pharmacopoeia or Martindel's Extra Pharmacopoeia other than the following 14 spirituous medicinal preparations, namely :—

(i) Aqua Anethi Concentrata.
(ii) Aqua Cinnamoni Concentrata.
(iii) Aqua Menthase Piperitae-Concentrata.
(iv) Infusum Auranti Concentratum.
(v) Infusum Caryophylli Concentratum.
(vi) Spiritus Menthae Piperitae.
(vii) Spiritus Chloroformi.
(viii) Spiritus Aetheris Nitrosi.
(ix) Tinctura Aurantii.
(x) Tinctura Capsici.
(xi) Tinctura Limonis.
(xii) Tinctura Zingiberis Fortis.
(xiii) Tinctura Zingiberis Mitis.
(xiv) Tinctura Cardamomi Composita.

6. Ethyl Acetate ;

7. Amyl Acetate ;

8. Acetone.

G. N., R. D., No. 2843/49, dated 24th April 1950 (B. G., Pt. IV-B, p. 754). S. 25.

In exercise of the powers conferred by section 25 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Bombay is pleased to direct that the preparations specified in column 1 of the Schedule hereto appended containing alcohol not exceeding 2 per cent. by volume (equivalent to 3·5 per cent. of proof spirit) shall be exempt from the provisions of the said Act specified against them in column 2 of the said Schedule or rules, regulations or orders made thereunder.

Schedule.

1	2
Preparations.	Provisions of the Act.
Fermented liquors, fruit juices and other beverages, if they contain alcohol not exceeding 2 per cent. by volume.	(i) 12 (*c*) ; (ii) 12 (*d*), in so far as it relates to buying of such preparation ; (iii) 13 (*b*) ; (iv) 105.

G. N., R. D., No. 10484/45(b), dated 30th March 1950 (B. G., Pt. IV-B, p. 548). Ss. 28, 30, 31, 32, etc.

Amended by G. N., R. D., No. 8081/45(b), dated 11th August 1950.

Amended by G. N., R. D., No. 10484/45(b), dated 21st September 1950.

In exercise of the powers conferred by sections 28, 30, 31, 32, 33, 34, 35, 36, 37, 38, 40(*1*), 45(*1*), 46(*1*), 48, 54(*1*), 60(*1*), 61(*2*), 61(*3*), 100, 101. 123 and *of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and all other powers enabling it in this behalf, the Government of Bombay is pleased to authorise the Officers specified in column 1 of the Schedule hereto annexed to exercise the powers,

discharge the duties and perform the functions mentioned in the section or sections specified against them in column 3 of the said schedule within the areas specified in column 2 of the said schedule.

Schedule.

Designation of Officer. 1	Area. 2	Sections. 3
I. *Prohibition and Excise Department.*		
1. Director of Excise and Prohibition.	State of Bombay ..	28, 60 (*1*) and 122.
2. Deputy Commissioner of Prohibition and Excise.	Do. ..	28, 61 (*1*) and 123.
3. All Superintendents of Excise.	Limits of their respective jurisdictions.	(*i*) 28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) 30, 123. (*iii*) [*Deleted.*]
4. Superintendent, Nasik Distillery.	State of Bombay. ..	28, so far as it relates to the power to grant passes (*i*) for the transport of country liquor or foreign liquor issued from the Nasik Distillery and (*ii*) for the export of foreign liquor issued from the Nasik Distillery.
5. Chief Account Officer of Excise.	Greater Bombay ..	28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp.
6. All Inspectors of Warehouses.	Limits of their respective jurisdictions.	(*i*) 28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) 123.
7. All Chief Excise Inspectors.	Do. ..	Do. do.
8. Excise Inspector, Drugs Permit Office, Bombay.	Greater Bombay ..	(*i*) 28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) [*Deleted.*]
9. [*Deleted.*]		
10. All Excise Inspectors and Assistant Inspectors.	Limits of their respective jurisdictions.	(*i*) 28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) 123.
11. All Excise Sub-Inspectors.	Do. ...	Do. do.

Schedu'e—contd.

Designation of Officer. 1	Area. 2	Sections. 3
12. (*i*) All Officers in charge of Liquor Warehouse or Distilleries.	Limits of the areas in which liquor is supplied from their respective warehouses or distilleries.	(*i*) 28, so far as it relates to the power to grant passes for the transport of country liquor. (*ii*) 61 (*3*), so far as it relates to the power to grant permits for the transport of molasses from Sugar Factories to which distilleries are attached.
(*ii*) All Officers in charge of Government depots and depot-keepers at licensed depots and their duly authorised servants.	Limits of their depots ...	28, so far as it relates to the power to grant passes for the transport of foreign liquor sold from the depots to permit holders.
II. *Revenue Department.*		
13. All Collectors ...	Limits of their respective jurisdictions.	28, 30, 31, 32, 33, 34, 35, 36, 37, 38, 40 (*1*), 45 (*1*), 46 (*1*), 48, 54 (*1*), 61 (*2*), 61 (*3*) and 123.
14. All Assistant and Deputy Collectors.	Do. ...	(*i*) 28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) 123.
15. All Mamlatdars and Mahalkaris.	Do. ...	(*i*) 28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) [*Deleted.*] (*iii*) 123.
16. All Magistrates ...	Limits of their respective jurisdictions.	123.
17. All Revenue Officers not lower in rank than an Avalkarkun.	Do. ...	28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp.
III. *Police Department.*		
18. All Deputy Commissioners of Police.	Greater Bombay ...	(*i*) 100 and 101. (*ii*) [*Deleted.*]
19. [*Deleted.*]		
20. All District Superintendents of Police and Additional District Superintendents of Police.	Limits of their respective jurisdictions.	(*i*) 100 and 101. (*ii*) [*Deleted.*]
21. [*Deleted.*]		

Schedule—contd.

Designation of Officer. 1	Area. 2	Sections. 3
IV. *Forest Department.*		
22. Divisional Forest Officer, West Nasik.	Limits of the Peint Taluka of the Nasik District.	(*i*) 28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp (*ii*) 123.
23. Divisional Forest Officer and Ex-Officio Assistant Collector of Akrani.	Limits of the Akrani Mahal of the West Khandesh District.	Do. do.
24. Range Forest Officer, Akrani.	Do. do. ...	Do. do.
25. Range Forest Officers, Peint, Harsul and Barhe.	Limits of the Peint Taluka of the Nasik District.	Do. do.
V. *Customs Department.*		
26. Collector of Customs, Bombay.	Greater Bombay ...	(*i*) 28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) 123.
27. All Preventive Officers and Inspectors of the Customs Department in Greater Bombay.	Limits of their respective jurisdiction.	123.
28. All Officers of the Customs Preventive Service in Bombay.	Do. ..	123.
VI. *Central Excise Department.*		
29. All Assistant Collectors of Central Excise.	Do. ..	123.
30. Assistant Collectors of Central Excise, Goa Frontier, Anand, Thana, Ratnagiri and Karwar Divisions.	Do. ..	(*i*) 28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) 123.
31. All Deputy Superintendents and Inspectors in charge of Separate Custom Houses.	Do. ..	Do. do.
32. All Bunder Karkuns in charge of separate Customs Houses.	Do. ..	Do. do.
On the Goa Frontier.		
33. (*a*) Superintendent, Central Excise, Castle Rock.	Do. ..	Do. do.
(*b*) Deputy Superintendent and Inspectors of Central Excise at Castle Rock.	Do. ..	Do. do.

Schedule—contd.

Designation of Officer. 1	Area. 2	Sections. 3
(*c*) Clerks of Central Excise Department on train duty at Castle Rock Station.	Limits of their respective jurisdiction.	28, so far as it relates to the power to grant passes for the transport of foreign liquor imported via Customs Outposts and Land Customs Stations.
(*d*) Deputy Superintendents, Inspectors and Nakedars in-charge of Land Customs Stations at Diggi, Poy, Anmod, Talewadi, Charla and Majali.	Do. ..	(*i*) 28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) 123.
On the Daman Frontier.		
34. (*a*) Deputy Superintendent, or Inspector of Central Excise in-charge of the Chalka Customs House, Vapi.	Do. ..	Do. do.
(*b*) Nakedars of Kumta, Kalai, Patharpunja, Kolak and Bagwada.	Limits of their respective jurisdictions.	28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp.
On the Pakistan Frontier.		
35. (*a*) Superintendent of Suigam and Inspectors at Santalpur, Gokhantar, Jhajham, Suigam, Asara and Mavsari.	Do. ..	(*i*) 28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) 123.
(*b*) Nakedars at Gokhantar, Jhajham and Suigam.	Do. ..	28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp.
36. All Superintendents, Deputy Superintendents, Inspectors and Coast Guard Inspectors.	Do. ..	123.
37. All Inspectors at Sugar Factories.	Limits of the Sugar Factory.	(*i*) 61 (*3*), so far as it relates to the power to grant permits for the transport of molasses from Sugar Factories. (*ii*) 123.
38. Deputy Superintendent and Inspectors at the Ahmedabad Customs Aerodrome.	Limits of their respective jurisdictions.	(*i*) 28, so far as it relates to the power to grant passes for the transport of liquor, intoxicating drug or hemp. (*ii*) 123.

G. N., R. D., No. 10484/45 (j), dated 16th June 1949 (B. G., Pt. IV-B, p. 1292). S. 60 (2).

Amended by G. N., R. D., No. 10484/45, dated the 17th February 1950.

In exercise of the powers conferred by the first proviso to sub-section (2) of section 60 of the Bombay Prohibition Act 1949 (Bom. XXV of 1949), and in supersession of Government Notification in the Revenue Department,

No. 7446/28, dated the 24th July 1934, the Government of Bombay is pleased to notify the areas specified in column 1 of the Schedule hereto annexed within which and the period specified against such areas in column 2 of the said Schedule during which, no licence, permit or pass shall be necessary for the collection, transport, sale, purchase or possession of any quantity of mhowra flowers which shall be the produce of that year.

Schedule.

Area. 1	Period. 2
1. Banas Kantha District (excluding the States of Palanpur, Radhanpur, Tharad and Wao).	16th February to 30th June in each year (both inclusive).
2. Sabar Kantha District excluding the States of Idar, Vijaynagar, Mohanpur, Malpur, Sudasna, Valasna, Ranasan, Ambaliara and Ilol).	16th February to 30th June in each year (both inclusive).
3. Ahmedabad District :	
(*a*) Ahmedabad City Mahal, Daskroi, Prantij and Dholka Talukas and Modasa Mahal.	16th February to 30th June in each year (both inclusive).
(*b*) Rest of the District ..	16th February to 15th May in each year (both inclusive).
4. Kaira District	16th February to 30th June in each year (both inclusive).
5. Panch Mahals District ..	16th February to 30th June in each year (both inclusive).
6. Broach District	16th February to 30th June in each year (both inclusive).
7. Surat District	16th February to 30th June in each year (both inclusive).
8. Dangs District	16th February to 30th June in each year (both inclusive).
9. West Khandesh District :—	
(*a*) Nawapur, Nandurbar, Sakri, Shirpur, Shahada and Taloda Talukas and Akrani Mahal.	16th February to 30th June in each year (both inclusive).
(*b*) Rest of the District ..	16th February to 31st May in each year (both inclusive).
10. East Khandesh District ..	16th February to 31st May in each year (both inclusive).
11. Nasik District	16th February to 31st May in each year (both inclusive).
12. Thana District	16th February to 31st May in each year (both inclusive).
13. Kolaba District ..	16th February to 31st May in each year (both inclusive).

	Area. 1	Period. 2
14.	Poona District ...	... 16th February to 15th May in each year (both inclusive).
15.	Ahmednagar District	... 16th February to 15th May in each year (both inclusive).
16.	Belgaum District ...	... 16th February to 15th May in each year (both inclusive).
17.	Baroda District ...	... 16th February to 30th June in each year (both inclusive).
18.	Mehsana District	... Do.
19.	Amreli District ...	... Do.

G. N., R. D., No. 10484/45 (r), dated 16th June 1949 (B. G., Pt. IV-B, p. 1301). S. 60 (2).

In exercise of the powers conferred by the first proviso to sub-section (2) of section 60 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), read with paragraph 3 of the Indian States (Application of Laws) Order, 1948, and paragraph 3 of Kolhapur State (Application of Laws) Order, 1949, the Government of Bombay is pleased to notify the States specified in column 1 of the Schedule hereto annexed within which, and the period specified against such States in column 2 of the said Schedule during which, no licence, permit or pass shall be necessary for the collection, transport, sale, purchase or possession of any quantity of mhowra flowers which shall be the produce of that year.

Schedule.

	States. 1	Period. 2
1.	Bhor State	... 16th February to 31st May in each year (both inclusive).
2.	Janjira State	... 16th February to 31st May in each year (both inclusive).
3.	Radhanpur State	... 16th February to 30th June in each year (both inclusive).
4.	Palanpur State	... 16th February to 30th June in each year (both inclusive).
5.	Wao State	... 16th February to 30th June in each year (both inclusive).
6.	Tharad State	... 16th February to 30th June in each year (both inclusive).
7.	Idar State	... 16th February to 30th June in each year (both inclusive).
8.	Vijaynagar State	... 16th February to 30th June in each year (both inclusive).
9.	Amnaliara State	... 16th February to 30th June in each year (both inclusive).
10.	Illol State	... 16th February to 30th June in each year (both inclusive).
11.	Malpur State	... 16th February to 30th June in each year (both inclusive).
12.	Mohanpur State	... 16th February to 30th June in each year (both inclusive).
13.	Ranasan State	16th February to 30th June in each year (both inclusive).
14.	Sudasna State	... 16th February to 30th June in each year (both inclusive).

	States. 1		Period. 2
15.	Valsana State	...	16th February to 30th June in each year (both inclusive).
16.	Mansa State	...	16th February to 30th June in each year (both inclusive).
17.	Vasna State	...	16th February to 30th June in each year (both inclusive).
18.	Katosan State	...	16th February to 30th June in each year (both inclusive).
19.	Varsoda State	...	16th February to 30th June in each year (both inclusive).
20.	Pundadra State	...	16th February to 30th June in each year (both inclusive).
21.	Cambay State	...	16th February to 30th June in each year (both inclusive).
22.	Bhaderwa State	...	16th February to 30th June in each year (both inclusive).
23.	Khadal State	...	16th February to 30th June in each year (both inclusive).
24.	Ghodasar State	...	16th February to 30th June in each year (both inclusive).
25.	Baria State	...	16th February to 30th June in each year (both inclusive).
26.	Sant State	...	16th February to 30th June in each year (both inclusive).
27.	Jambughoda State	...	16th February to 30th June in each year (both inclusive).
28.	Sanjeli State	...	16th February to 30th June in each year (both inclusive).
29.	Balasinor State	...	16th February to 30th June in each year (both inclusive).
30.	Chhota Udepur State	...	16th February to 30th June in each year (both inclusive).
31.	Lunavada State	...	16th February to 30th June in each year (both inclusive).
32.	Rajpipla State (including Sagbara).		16th February to 30th June in each year (both inclusive).
33.	Dharampur State	...	16th February to 30th June in each year (both inclusive).
34.	Bansda State	...	16th February to 30th June in each year (both inclusive).
35.	Sachin State	...	16th February to 30th June in each year (both inclusive).
36.	Jawhar State	...	16th February to 30th June in each year (both inclusive).
37.	Surgana State	...	16th February to 30th June in each year (both inclusive).
38.	Kolhapur State	...	16th February to 15th May in each year (both inclusive).

G. N., R. D., No. 10504/39, dated 23rd Ju'y 1949 (B. G., Pt. IV-B, p. 1577). **S. 105.**

Amended by G. N., R. D., No. 8081/45 (g), dated 11th August 1950.

In exercise of the powers conferred by section 105 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and in supersession of the Government Notification, Revenue Department, No. 10504/45, dated the 16th December 1948, the Government of Bombay is pleased to direct that an excise duty or counter-vailing duty, as the case may be, shall be imposed on the excisable articles specified in column 1 of the Schedule hereto annexed at the rates specified against them in column 2 thereof, when such excisable articles are—

(*i*) imported into the State of Bombay in accordance with the provisions contained in Chapter IV of the said Act; or

(*ii*) issued from any distillery, warehouse or other place of storage established or licensed under the said Act in the State of Bombay; or

(*iii*) transported from a distillery, warehouse or other place of storage established or licensed under the said Act in the State of Bombay in accordance with the provisions contained in Chapter IV of the said Act:

Provided that no such duty shall be imposed on the excisable articles—

(*i*) which have been imported into the territory of India and were liable on such importation to duty under the Indian Tariff Act, 1934 or the Sea Customs Act, 1878; or

(*ii*) which have been previously imported, transported or manufactured on payment of excise or countervailing duty at rates not less than those specified in the Schedule:

Provided further that if an excise duty or countervailing duty, as the case may be, has already been paid on such excisable articles for their import, issue or transport for consumption into, to or within any place in the State of Bombay the amount of duty to be imposed shall be the difference between the amount of duty leviable at the rates specified in the said Schedule and that already paid on such articles.

Schedule.

Excisable articles. 1	Rate of duty. 2
1. Ale, Beer, Porter, Cider and other fermented liquors.	Rs. 9-6-0 per London Proof Gallon of alcohol contents.
2. Alcoholic Essences and Perfumed Spirits including Eau-de-Cologne.	Rs. 25-10-0 per London Proof Gallon of alcohol contents.
3. Liqueurs Cordials, Mixtures and other preparations containing spirit—	
(*a*) If entered in such a manner as to indicate that the strength is not to be tested.	Rs. 93-12-0 per Imperial Gallon or six reputed quart bottles.
(*b*) If tested (except spirituous medicinal and toilet preparations containing spirit of Indian manufacture).	Rs. 70-5-0 per London Proof Gallon of alcohol contents.

Excisable articles. 1	Rate of duty. 2
4. All other sorts of spirits (except denatured spirit manufactured in the territory of India).	Rs. 70–5–0 per London Proof Gallon of alcohol contents.
5. (*a*) Wines (other than Medicated or Tonic wines) not stronger than 17 per cent. of proof spirit.	Rs. 9–8–0 per Imperial Gallon or six reputed quart bottles.
(*b*) Medicated or Tonic Wines stronger than 5 per cent. of proof spirit but not stronger than 17 per cent. of proof spirit.	Rs. 5–0–0 per Imperial Gallon or six reputed quart bottles.
(*c*) Wines (including Medicated or Tonic Wines) stronger than 17 per cent. of proof spirit.	Rs. 70–5–0 per London Proof Gallon of alcohol contents.
6. The undermentioned Drakshasavas, Asavas and Arishtas containing self-generated alcohol stronger than 95° U. P. on 5 per cent. of proof spirit :—	Rs. 3-0-0 per Imperial Gallon or six reputed quart bottles.

1. Ahiphenasava.
2. Chakrasandhanam (Small).
3. Do. (Large).
4. Do. (Medium).
5. Do. (Ordinary).
6. Draksharishta.
7. Drakshasava.
8. Ekshwasawa.
9. Gandeeradyarishta.
10. Gondikadrone.
11. Gudatakrayoga.
12. Jambwasava.
13. Hapushrishta.
14. Kubjasava.
15. Kharjoorasava.
16. Kajoophalasava.
17. Mridweekasawa.
18. Madhushukrayoga.
19. Madhwarishta.
20. Mahadrakshasava.
21. Mritashanjeevanisura.
22. Mastwasava.
23. Madhwasava.
24. Narikelasava.
25. Panchasayak.
26. Rasonnasura.
27. Sharkarasava.
28. Sookshmailadyarishta.

Excisable articles. 1	Rate of duty. 2
7. (*a*) Spirituous medicinal preparations whether of any standard pharmacopoeia or of proprietary rights, declared by the Director of Excise and Prohibition to be incapable of being abused as beverages.	Rs. 5-0-0 per London Proof Gallon of alcohol contents.
(*b*) Spirituous medicinal preparations whether of any standard pharmacopoeia or of proprietary rights, declared by the Director of Excise and Prohibition to be capable of being used as beverages.	Rs. 17-8-0 per London Proof Gallon of alcohol contents.
(*c*) Spirituous medicinal preparations in which spirit is included as an ingredient for the sake of acting as a preservative only :—	
(*i*) If containing spirit not stronger than 17 per cent. of proof spirit.	Rs. 5-0-0 per London Proof Gallon of alcohol contents.
(*ii*) If containing spirit stronger than 17 per cent. of proof spirit.	Rs. 70-5-0 per London Proof Gallon of alcohol contents.
8. All spirituous toilet preparations. ...	Rs. 17-8-0 per London Proof Gallon of alcohol contents.

Explanation.—For the purpose of this notification—

(*a*) "Medicated or tonic wine" means a mixture or compound of any wine with medicinal substances, whether fortified with spirit or not, and includes medicated bitters ; and

(*b*) "Drakshasava, Asava or Arishta" means a liquid medicinal preparation containing self-generated alcohol, prepared by a process of fermentation, according to the recipes and directions laid down in the standard Ayurvedic treatises.

G. N., R. D., No. 10484/45, dated 29th July 1949 (B. G., Pt. IV-B, p. 1624). S. 105

In exercise of the powers conferred by section 105 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), read with paragraph 3 of the Baroda State (Application of Laws) Order, 1949, the Government of Bombay is pleased to direct that, with effect from the 1st day of August 1949, an excise duty or counter-vailing duty, as the case may be, shall be imposed on country liquor transported or imported for consumption to or into any area specified in column 2 of the schedule hereto annexed at the rates respectively specified against it in columns 3 and 4 of the said schedule :

Provided that no such duty shall be payable on country liquor imported into the territory of India and which was liable on such importation to duty under the Indian Tariff Act, 1934, or the Sea Customs Act, 1878 :

Provided further that if country liquor on which duty has been paid for its transport or import to or into any area is transported to any other area, the duty leviable for transport of country liquor to which area is higher than that already levied, only the difference between such higher duty and that already levied shall be paid.

Explanation.—The expression " country liquor " shall not include any liquor, which under clause (17) of section 2 of the Bombay Prohibition Act, 1949, the State Government has declared, shall be deemed to be foreign liquor for the purposes of the said Act.

Schedule.

Serial No.	Areas.	Rate of duty per imperial gallon of the strength of—	
		65° U.P.	London Proof.
1	2	3	4
		Rs. a. p.	Rs. a. p.
1	Baroda City and 3 miles round Baroda City	8 12 0	25 0 0
2	Rest of the Baroda State	5 4 0	15 0 0

S. 109. **G. N., R. D., No. 10484/45(a), dated 29th July 1949 (B. G., Pt. IV-B, p. 1625).**

In exercise of the powers conferred by section 109 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), read with paragraph 3 of the Baroda State (Application of Laws) Order, 1949, the Government of Bombay is pleased to direct that, with effect from the 1st day of August 1949, in areas specified in column 1 of the schedule appended hereto a duty shall be levied for every cocoanut, brab, date or wild palm tree from which toddy is drawn, for the period during which such tree is tapped or licensed to be tapped,—

(*a*) in the case of cocoanut and brab trees at the rates specified in column 2 of the said Schedule ; and

(*b*) in the case of date and wild palm trees at the rates specified in column 3 of the said Schedule.

Schedule.

Areas in which duty is to be levied.	Rate of duty per annum per cocoanut or brab tree tapped or licensed to be tapped.	Rate of duty per annum per date or wild palm tree tapped or licensed to be tapped.
1	2	3
	Rs. a. p.	Rs. a. p.
1 The following talukas and Bhag of the Baroda State, namely :—		
(*a*) Songadh Taluka		
(*b*) Wankal and Umarpada Bhag		
(*c*) Savli Taluka	8 0 0	4 0 0
(*d*) Waghodia Taluka		
(*e*) Sankheda Taluka		
(*f*) Tilakwada Taluka		
2 Rest of the Baroda State	24 0 0	12 0 0

Provided that if toddy drawn from any such trees in any area for which duty at a lower rate is prescribed under this notification is intended for sale in any other area in which duty at a higher rate is prescribed, a duty at such higher rate shall be levied for every such tree.

G. N., R. D., No. 7560/39, dated 9th August 1949 (B. G., Pt. IV-B, p. 1642). S.109 (1).

Amended by G. N. R. D., No. 7560/39, dated 7th November 1949.

In exercise of the powers conferred by sub-section (*1*) of section 109 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and in supersession of all previous notifications and orders issued or deemed to have been issued in this behalf, the Government of Bombay is pleased to direct that for every toddy producing tree from which toddy is drawn in the area specified in column 1 of the Schedule hereto appended there shall be levied a duty at the rate specified against it in column 2 thereof :—

Schedule.

Area.	Rate of duty per annum.	
	Per cocoanut or brab tree.	Per date or wild palm tree.
1	2	
	Rs. a. p.	Rs. a. p.
1. Ahmedabad District—		
The whole of the district except Ahmedabad City taluka and the Daskroi taluka.	12 0 0	6 0 0
2. Kaira District—		
The whole of the District	1 0 0	1 0 0
3. Panch Mahals District—		
The whole of the district	2 0 0	2 0 0
4. Baroda District—		
(*i*) Chhota Udepur and Jambugam talukas of the Baroda District.	2 0 0	2 0 0
(*ii*) Savli, Waghodia Sankheda and Chandod talukas of the Baroda District.	8 0 0	4 0 0
(*iii*) The whole of the Baroda District excluding the areas mentioned in entries (*i*) and (*ii*).	24 0 0	12 0 0
5. Broach District—		
The whole of the district except the Broach, Jambusar, Waghra and Ankleshwar talukas and Hansot and Amod mahals.	24 0 0	12 0 0
6. Surat District—		
(*i*) Songhad taluka	8 0 0	4 0 0
(*ii*) The rest of the Surat district except Bardoli taluka including Valod Mahal and that part of the Mandvi taluka which is bounded on the North by the Tapti River and on the East by the Madhi-Mandvi Road i.e. comprising the villages of (*i*) Tarsada Bargama, (*ii*) Varjakhan, (*iii*) Jankhla, (*iv*) Birama and (*v*) Sadadi.	24 0 0	12 0 0

Area.	Rate of duty per annum.	
	Per cocoanut or brab tree.	Per date or wild palm tree.
1	2	
	Rs. a. p.	Rs. a. p.
7. Thana District—		
The whole of the district except that part which is encircled by the Thana-Bassein Creek.	28 0 0	14 0 0
8. Kolaba District—		
The whole of the district	28 0 0	14 0 0
9. Ratnagiri District—		
The whole of the district	13 0 0	7 0 0
10. Dharwar District—		
The whole of the district	18 0 0	8 0 0
11. Belgaum District—		
The whole of the district	16 0 0	8 0 0
12. Satara South District—		
The whole of the district	16 0 0	8 0 0
13. Bijapur District—		
The whole of the district	16 0 0	8 0 0
14. Kolhapur District—		
The whole of the district	16 0 0	8 0 0
15. Sholapur District—		
The whole of the district	18 0 0	9 0 0
16. Satara North District—		
The whole of the district	18 0 0	6 0 0
17. Poona District—		
The whole of the district	18 0 0	10 0 0
18. Ahmednagar District—		
Jamkhed Mahal and Akola taluka	14 0 0	6 0 0
19. Nasik District—		
The whole of the district	12 0 0	4 0 0
20. West Khandesh District—		
The whole of the district	14 0 0	6 0 0
21. East Khandesh District—		
The whole of the district	14 0 0	6 0 0

S. 127 (1). **G. N., R. D., No. 10484/45 (a), dated 30th March 1950 (B. G., Pt. IV-B, p. 548).**

In pursuance of sub-section (*1*) of section 127 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Bombay is pleased to direct that the rank of the Prohibition Officer for the purposes of sub-section (*1*) of the said section 127 shall be not below that of an Excise Sub-Inspector or a Mahalkari.

S. 139. **G. N., R. D., No. 5735/49, dated 27th June 1950 (B. G., Pt. IV-B, p. 1450).**

In exercise of the powers conferred by section 139 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and in supersession of Government Order, Revenue

Department, No. 10800/45, dated the 23rd May 1949, the Government of Bombay is pleased to make the following order, namely :—

1. No licence for the possession of mhowra flowers exceeding the prescribed limit in weight under sub-section (*2*) of section 60 of the said Act shall be granted to any person other than—

(*a*) a person in charge of a distillery licensed under the said Act for his use in distillation ;

(*b*) a person requiring mhowra flowers for use for *bona fide* industrial, scientific, medicinal, educational or domestic purpose ; or

(*c*) an owner of mhowra flowers which are the produce of trees, belonging to such owner.

2. (1) No licence for the sale of mhowra flowers exceeding the prescribed limit in weight under sub-section (*2*) of section 60 of the said Act shall be granted to any person other than—

(*a*) a person who has lawfully collected or purchased mhowra flowers for the purposes of sale ;

(*b*) an owner of mhowra flowers which are the produce of trees belonging to such owner ; or

(*c*) a recognised body.

(2) Such licences shall not be granted except for sale to persons—

(*i*) holding a licence for possession or sale of mhowra flowers ; or

(*ii*) holding a pass for the export of mhowra flowers ;

Explanation.—In this order, the expression "recognised body" means a person or a body of persons or an institution, whether incorporated or not, recognised by the Commissioner of Prohibition and Excise, Bombay, for the purposes of this Order.

G. N., R. D., No. 2843/49(b), dated 30th March 1950 (B. G., Pt. IV-B, p. 546). S. 139 (a).

Amended by G. N., R. D., No. 2843/49(a), dated 8th April 1950.

Amended by G. N., R. D., No. 10484/45 (i), dated 21st September 1950.

In exercise of the powers conferred by clause (*a*) of section 139 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Bombay is pleased to prohibit the grant of the following licences throughout the State of Bombay during the period from 1st April 1950 to 31st March 1951 (both inclusive)—

(1) Special import licence.
(2) Dining car licence.
(3) Coasting steamer licence.
(4) Passenger ship licence.

G. N., R. D., No. 10484/45 (a), dated 1st April 1950 (B. G., Pt. IV-B, p. 609). S. 139 (b).

In exercise of the powers conferred by clause (*b*) of section 139 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Bombay is pleased to direct that the intoxicants specified in column 1 of the Schedule hereto annexed may be transported, possessed, purchased, consumed or used by any person at any one time without any licence, permit, pass or authorisation in quantities without any limit or in quantities not exceeding those specified respectively in columns 2 to 6 of the said Schedule, as the case may be, within the State of Bombay for the period of one year from 1st April 1950 to 31st March 1951 on the conditions respectively specified against such intoxicant in column 7 of the said Schedule.

Sche

Intoxicant.	Quantity for		
	Transport.	Possession.	Purchase (buying).
1	2	3	4
1. Any spirituous medicated tonic or medicated tonic containing not more than 17·5 per cent. Proof spirit or 10 per cent. alcohol.	Quantity prescribed to such person by a registered medical practitioner.	Quantity prescribed to such person by a registered medical practitioner.	Quantity prescribed to such person by a registered medical practitioner.
2. Any medicated tonic or medicated wine stronger than 17·5 per cent. proof spirit or 10 per cent. of alcohol which has been classified as spirituous medicinal preparation and controlled as such under the Drugs Act, 1940.	Do. ...	Do. ...	Do. ..
3. The following 28 Asavas and Arishtas, namely :— (1) Ahiphenasava. (2) Chakrasandhanam (Small). (3) Chakrasandhanam (Large). (4) Chakrasandhanam (Medium). (5) Chakrasandhanam (Ordinary). (6) Draksharistha. (7) Drakshasava. (8) Ekshwasawa. (9) Gandeerdyarishta. (10) Gondikadrone. (11) Gudatakrayoga. (12) Jambwasava. (13) Hapushrishta. (14) Kubjasava. (15) Kharjoorasava. (16) Kajoophalasava. (17) Mridweekasawa. (18) Madhushukrayoga. (19) Madhwarishta. (20) Mahadrakshasva. (21) Mritashanjeevanisura. (22) Mastwasava. (23) Madhwasava. (24) Narikelasava. (25) Panchasayak. (26) Rasonnasura. (27) Sharkarasava. (28) Sookshmailadyarishta.	Do. ...	Do. ...	Do. ..

dule.

				Conditions.
Consumption.		Use.		
5		6		7
Quantity prescribed to such person by a registered medical practitioner.		Quantity prescribed to such person by a registered medical practitioner.		The quant ty referred to in each of the columns 2 to 6 has in each case been supplied either— (*i*) by a person who holds a licence to sell or dispense such preparation, against medical prescription issued by a registered mdical practitioner; (*ii*) by a registered medical practitioner who holds a licence to dispense such preparations.
Do.	...	Do.	...	Do. do.
Do.	...	Do.	...	Do. do.

Intoxicant.	Quantity for		
	Transport.	Possession.	Purchase (buying).
1	2	3	4
4. All other spirituous medicinal preparations containing more than 17·5 per cent. proof spirit or 10 per cent. of alcohol which are meant for internal consumption except the following, namely :— (1) Chlorodyne. (2) Camphorodyne. (3) Ear Drops. (4) Toothache Drops. (5) Cholera Mixture. (6) Pain Killer. (7) Tincture Iodine. (8) Tincture Benzoin Co.	Quantity prescribed to such person by a registered medical practitioner.	Quantity prescribed to such person by a registered medical practitioner.	Quantity prescribed to such person by a registered medical practitioner.
5. Sweet Toddy or Nira ...	.....	Quantity without any limit.	Quantity without any limit.

—contd.

Consumption.	Use.	Conditions.
5	6	7
Quantity prescribed to such person by a registered medical practitioner.	Quantity prescribed to such person by a registered medical practitioner.	The quantity referred to in each of the columns 2 to 6 has in each case been supplied either— (*i*) by a person who holds a licence to sell or dispense such preparation, against a medical prescription issued by a registered medical practitioner; (*ii*) by a registered medical practitioner who holds a licence to dispense such preparations.
Quantity without any limit.	Quantity without any limit.	The possession, purchase, consumption and use are confined to the premises of the licensed shop in which the intoxicant is sold.

Explanation.—For the purpose of this Order—

(*a*) " Asava " or " Arishta " means a medicinal preparation in liquid form which contains alcohol generated by a process of fermentation and which is prepared in accordance with the Ayurvedic system of medicine ;

(*b*) " Medicated tonic or medicated wine " means mixture or compound of any spirit wine with medicinal substances, whether the wine is fortified with spirit or not, and includes medicated bitters ;

(*c*) " Registered Medical Practitioner " means a medical practitioner registered under the Bombay Medical Act, 1912, or a medical practitioner registered or entered on the list under the Bombay Medical Practitioners' Act, 1938.

S. 139 (*b*). **G. N., R. D., No. 3469/49, dated 3rd May 1950 (B. G., Pt. IV-B, p. 803-A).**

In exercise of the powers conferred by clause (*b*) of section 139 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Bombay is pleased to make the following order :—

1. In this Order—

(*a*) " rotten dates " means dates which are unfit for human consumption.

(*b*) " rotten gur " means gur containing less than 50 per cent. sucrose and more than 20 per cent. reducing sugars.

2. No person shall sell any rotten gur or rotten dates within the limits of the State of Bombay except under and in accordance with the conditions of a licence issued under this order.

3. Any person desiring to sell rotten gur or dates shall make an application to the Collector in that behalf.

4. On receipt of an application under clause 3, the Collector shall make such inquiries as he deems necessary and if he is satisfied that there is no objection to grant the licence applied for, he may grant the licence in the form hereto annexed.

LICENCE FORM.

No. of 195 .

(FOR THE WHOLE OF THE STATE OF BOMBAY)

Licence for the sale of rotten gur or/and rotten dates.

Licence is hereby granted to of (hereinafter called " the licensee ") authorising him to sell rotten gur or/and rotten dates at his shop situated at (hereinafter referred to as " the shop ") during the period from to (both days inclusive), subject to the provisions of Government Order, Revenue Department, No. dated the 195 and the following conditions, namely :—

Conditions.

1. The licensee shall not sell or keep for sale rotten gur or/and rotten dates at any place other than the shop.

2. The licensee shall carry on the business of selling rotten gur or/and dates at the shop either personally or by an agent or servant duly authorised by him in this behalf by a written *nokarnama* signed by himself and countersigned by a Prohibition Officer not lower in rank than a Sub-Inspector of Excise ; provided that any such *nokarnama* signed by the licensee shall be valid until countersignature is refused. If for any reason the Collector shall order the withdrawal of any *nokarnama* issued by the licensee, the *nokarnama* shall be forthwith withdrawn. No *nokarnama* shall be issued to any person under 18 years of age and no such *nokarnama*, if issued, shall be valid.

3. The licensee shall display the licence at a conspicuous place in the shop.

4. (1) The licensee shall keep correct accounts from day to day showing the quantities of rotten gur or/and rotten dates received, sold and held in balance at the shop. The account shall be so written as to show sales to licensed dealers and the persons other than such dealers, separately.

(2) The licensee shall also maintain a register of purchasers wherein he shall enter under his signature full names and addresses of purchasers, the date of sale and the quantities of rotten gur or/and rotten dates sold to them and the purpose for which they were sold.

5. The shop, the stock of rotten gur or/and rotten dates kept therein and the accounts and the register of purchasers maintained under clause 4 shall be open to inspection by the Collector, Prohibition Officer not lower in rank than a Sub-Inspector of Excise or any Prohibition Officer deputed by the Collector to inspect the same.

6. The licensee shall, when called upon by any Officer on inspection under clause 5, give an explanation in writing regarding any irregularity detected at the shop. He shall also allow him to take samples of rotten gur or/and rotten dates for analysis, free of cost.

7. The licensee shall maintain at the shop a visit book, paged and stamped with the seal of the Collector, in which visiting officers may record their remarks.

8. The licensee, his heirs, legal representatives or assigns shall have no claim whatsoever, to the continuance or renewal of the licence after the expiry of the period for which it is granted. It is entirely within the discretion of the Collector, whether to permit or not the assignee of the licensee in case of sale or transfer, or the heir or legal representative of the licensee in case of death, to have the benefit of the licence for the unexpired portion of the term for which it is granted.

9. This licence may be suspended or cancelled by the Collector in accordance with the provisions of section 54 or 56 of the Bombay Prohibition Act, 1949.

Granted this day of 19 .

Collector.

G. N., R. D., No. 10484/45(h), dated 16th June 1949 (B. G., Pt. IV-B, p. 1292). **S. 139 (d).**

In exercise of the powers conferred by clause (*d*) of section 139 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949 , the Government of Bombay s pleased to direct that the excisable articles which are transported in accordance with the provisions of the Bombay Through Transport Rules, 1949, shall be exempted from the provisions of sections 105 and 106 of the said Act.

S. 139 (d). **G. N., R. D., No. 10484/45(q), dated 16th June 1949 (B. G., Pt. IV-B, p. 1297).**

In exercise of the powers conferred by clause (*d*) of section 139 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), read with paragraph 3 of the Indian States (Application of Laws) Order, 1948, and paragraph 3 of the Kolhapur State (Application of Laws) Order, 1949, the Government of Bombay is pleased to exempt the intoxicants specified in column 1 of the Schedule hereto annexed from the provisions of the said Act specified against them in column 2 of the said Schedule.

Schedule.

Intoxicants. 1	Provisions of Act. 2
1. Duty-paid perfumed spirits (except Eau-de-Cologne).	(*i*) Section 12 (*c*); (*ii*) Section 12 (*d*), in so far as it relates to buying of such spirits; (*iii*) Section 13 (*b*), in so far as it relates to use of such spirits.
2. Duty-paid essences ..	(*i*) Section 12 (*c*); (*ii*) Section 12 (*d*), in so far as it relates to buying of such essences; (*iii*) Section 13 (*b*), in so far as it relates to use of such essences.
3. Duty-paid spirituous toilet preparations (except Lavender water).	(*i*) Section 12 (*c*); (*ii*) Section 12 (*d*), in so far as it relates to buying of such preparations; (*iii*) Section 13 (*b*), in so far as it relates to use of such preparations.
4. Duty-paid spirituous medicinal preparations other than the following, namely :—	(*i*) Section 12 (*c*); (*ii*) Section 12 (*d*), in so far as it relates to buying of such preparations; (*iii*) Section 13 (*b*).
(1) Aqua Anethi Concentrata.	
(2) Aqua Cinnamomi Concentrata.	
(3) Aqua Menthase Piperitae-Concentrata.	
(4) Infusum Auranti Concentratum.	
(5) Infusum Caryophylli Concentratum.	
(6) Spiritus Menthae Piperitae.	
(7) Spiritus Chloroformi.	
(8) Spiritus Aetheris Notrosi.	
(9) Tinctura Aurantii.	
(10) Tinctura Capsici.	
(11) Tinctura of Limonis.	
(12) Tinctura Zingiberis Fortis.	
(13) Tinctura Zingiberis Mitis.	
(14) Tinctura Cardamomi Composite.	
(15) Acetum Odoratum.	
(16) Acidum Aceticum Aromaticum.	
(17) Acetum Lavandulae.	
(18) Acetum Rosae.	
(19) Aqua Amygdalrum Amararum.	
(20) Aqua Amygdalae Amarae.	
(21) Aqua Aromatica.	
(22) Aqua Aurantii Floris-Concentrate.	
(23) Aqua Caryophylli Concentratus.	
(24) Aqua Foeniculi Concentrate.	
(25) Aqua Juniperi Concentrata.	
(26) Aqua Lavendulae.	
(27) Aqua Mellis.	
(28) Aqua Menthae Viridis Concentratus.	
(29) Aqua Pimentae Concentrata.	
(30) Rosae Concentrata.	
(31) Elixir Amygdalae Co.	
(32) Elixir Anisi.	
(33) Elixir Aromaticum.	
(34) Elixir Aurantii Amari.	

Intoxicants. 1	Provisions of Act. 2
(35) Elixir Cardamomi Co.	
(36) Elixir Simplex.	
(37) Essence Amygdalae Co.	
(38) Essence Amygdalae.	
(39) Essence Anethi.	
(40) Essence Anisi.	
(41) Essence Aurantii.	
(42) Essence Aromatica.	
(43) Essence Capsici.	
(44) Esgence Cardamomi.	
(45) Essence Caryophylli.	
(46) Essence Cinnamomi.	
(47) Essence Crinalis.	
(48) Essence Lavandulae.	
(49) Essence Limonis.	
(50) Essence Mint.	
(51) Essence Moschi.	
(52) Essence Myristicae.	
(53) Essence Rosae Dulcia.	
(54) Essence Rosmarini.	
(55) Essence Santal Flav.	
(56) Essence Vanillae.	
(57) Essence Zingiberis Fort.	
(58) Essence Zingiberis Pro. Syr.	
(59) Extractum Absinthi Liq.	
(60) Extractum Aurantii Liq.	
(61) Extractum Aurantii Amar Liq.	
(62) Extractum Rosae Liq.	
(63) Extractum Zingiberis.	
(64) Glycerinum Aurantii.	
(65) Glycerinum Carmimi.	
(66) Glycerinum Croci.	
(67) Infusion Limonis Concentratus.	
(68) Liquir Aurantii Pro. Syr.	
(69) Liquir Cocci.	
(70) Liquir Croci.	
(71) Liquir Limonis Pro. Syr.	
(72) Liquir Rosae Dulcis.	
(73) Liquir Tinctorium.	
(74) Lotion Cantharidini.	
(75) Lotion Evaporans.	
(76) Lotion Olei Amygdalae Ammeniats.	
(77) Lotion Rosae.	
(78) Spiritus Absinthii.	
(79) Spiritus Amygdalae Amarae.	
(80) Spiritus Aromaticus.	
(81) Spiritus Aurantii.	
(82) Spiritus Aurantii Co.	
(83) Spiritus Cardamomi Co.	
(84) Spiritus Coloniensis.	
(85) Spiritus Coriandri.	
(86) Spiritus Cumini.	
(87) Spiritus Lavandulae	
(88) Spiritus Lavandulae Co.	
(89) Spiritus Limonis.	
(90) Spiritus Menthae Viridis.	
(91) Spiritus Myrciae Co.	
(92) Spiritus Myristicae.	
(93) Spiritus Pimentae.	
(94) Spiritus Pulagii.	
(95) Spiritus Rosae.	
(96) Succus Cucumis.	
(97) Succus Limonis.	
(98) Succus Mori.	
(99) Syrupus Aromaticus.	
(100) Syrupus Cinnamomi.	
(101) Syrupus Limonis.	
(102) Syrupus Rosae.	
(103) Tincture Aurantii (Conc.)	

Intoxicants. 1	Provisions of Act. 2
(104) Tincture Aurantii Siccata.	
(105) Tincture Carui.	
(106) Tincture Cocci.	
(107) Tincture Coriandri.	
(108) Tincture Croci.	
(109) Tincture Cumini Alba.	
(110) Tincture Cumini Migra.	
(111) Tincture Limonis Cortex Siccatus.	
(112) Tincture Menthae Piperitae.	
(113) Tincture Myristicae.	
(114) Tincture Orris Root.	
(115) Tincture Persionis.	
(116) Tincture Persionis Co.	
(117) Tincture Santali.	
(118) Tincture Santali Citrini.	
(119) Tincture Santali Rubri.	
(120) Tincture Vanillae.	
(121) Tincture Vindla.	
(122) Vinum Absinthii.	
(123) Vinum Aurantii.	
5. The following intoxicating drugs, namely :— (*i*) amyl acetate. (*ii*) ethyl acetate. (*iii*) acetone.	(*i*) Section 14 (*a*); (*ii*) Section 14 (*d*), in so far as it relates to buying of such drugs; (*iii*) Section 14 (*e*), in so far as it relates to use such drugs.
6. All Asavas and Arishtas, other than the following, namely :— (1) Ahiphenasava (2) Chakrasandhanam (Small) (3) Do. (Large) (4) Do. (Medium) (5) Do. (Ordinary) (6) Draksharishta (7) Drakshasava (8) Ekshwasawa (9) Gandeeradyarishta (10) Gondikadrone (11) Gudatakrayoga (12) Jambwasava (13) Hapushrishta (14) Kubjasava (15) Kharjoorasava (16) Kajoophalasava (17) Mridweekasava (18) Modhushukrayoga (19) Madhwarishta (20) Mahadrakshasava (21) Mritashanjeevanisura (22) Mastwasava (23) Madhwasava (24) Narikelasava (25) Panchsayak (26) Rasonnasura (27) Sharkarasava (28) Sookshmailadyarishta.	(*i*) Section 12 (*c*); (*ii*) Section 12 (*d*), in so far as it relates to buying of such Asavas and Arishtas; (*iii*) Section 13 (*b*).

Explanation.—For the purpose of this notification, "duty paid intoxicant" means an intoxicant on which—

(1) duty leviable under the Indian Tariff Act, 1934, or the Sea Customs Act, 1878, or

(2) the excise or countervailing duty under the Bombay Prohibition Act, 1949, or the Bombay Abkari Act, 1878,

has been paid.

G. N., R. D., No. 10484/45(v), dated 16th June 1949 (B. G., Pt. IV-B, p. 1319). S. 139 (d)

In exercise of the powers conferred by clause (*d*) of section 139 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), read with paragraph 3 of the Indian States (Application of Laws) Order, 1948, and paragraph 3 of the Kolhapur State (Application of Laws) Order, 1949, the Government of Bombay is pleased to direct that the excisable articles which are transported in accordance with the provisions of the Through Transport (States) Rules, 1949, shall be exempted from the provisions of sections 105 and 106 of the said Act.

G. N., R. D., No. 10484/45, dated 1st April 1950 (B. G., Pt. IV-B, p. 606). S. 139 (d)

In exercise of the powers conferred by clause (*d*) of section 139 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and in supersession of Government Order, Revenue Department, No. 10484/45 (*e*), dated the 16th June 1949, the Government of Bombay is pleased to exempt, with effect on and from the 1st April 1950, the intoxicants specified in column 1 of the Schedule hereto annexed from the provisions of the said Act specified against them in column 2 of the said Schedule.

Schedule.

Intoxicants. 1	Provisions of Act. 2
1. Duty-paid perfumed spirits (including eau-de-cologne).	(*i*) Section 12 (*c*); (*ii*) Section 12 (*d*), in so far as it relates to buying of such spirits; (*iii*) Section 13 (*b*), in so far as it relates to use of such spirits.
2. Duty-paid essences	(*i*) Section 12 (*c*); (*ii*) Section 12 (*d*), in so far as it relates to buying of such essences; (*iii*) Section 13 (*b*), in so far as it relates to use of such essences.
3. Duty-paid spirituous toilet preparations.	(*i*) Section 12 (*c*); (*ii*) Section 12 (*d*), in so far as it relates to buying of such preparations; (*iii*) Section 13 (*b*), in so far as it relates to use of such preparations.
4. Duty-paid spirituous medicinal preparations containing not more than 10 per cent. of alcohol or 17·5 per cent. of proof spirit.	(*i*) Section 12 (*c*); (*ii*) Section 12 (*d*), in so far as it relates to buying of such preparations; (*iii*) Section 13 (*b*).
5. Duty-paid spirituous medicinal preparations which contain more than 10 per cent. of alcohol or 17·5 per cent. of proof spirit but which are not used for internal consumption.	(*i*) Section 12 (*c*); (*ii*) Section 12 (*d*), in so far as it relates to buying of such preparations; (*iii*) Section 13 (*b*), in so far as it relates to use of such preparations.

Intoxicants. 1	Provisions of Act. 2
6. The following duty-paid spirituous medicinal preparations, namely:— (1) Chlorodyne. (2) Camphorodyne. (3) Ear Drops. (4) Toothache Drops. (5) Cholera Mixture. (6) Pain Killer. (7) Tincture Iodine. (8) Tincture Benzoin Co.	(*i*) Section 12 (*c*) ; (*ii*) Section 12 (*d*), in so far as it relates to buying of such preparations ; (*iii*) Section 13 (*b*).
7. The following intoxicating drugs, namely :— (1) Amyl Acetate. (2) Ethyl Acetate. (3) Acetone.	(*i*) Section 14 (*a*) ; (*ii*) Section 14 (*d*), in so far as it relates to buying of such drugs ; (*iii*) Section 14(*e*), in so far as it relates to use of such drugs.
8. All Asavas and Arishtas other than the following, namely :— (1) Ahiphenasava. (2) Chakrasandhanam (Small). (3) Chakrasandhanam (Large). (4) Chakrasandhanam (Medium). (5) Chakrasandhanam (Ordinary). (6) Draksharishta. (7) Drakshasava. (8) Ekshwasava. (9) Gandeeradyarishta. (10) Gondikadrone. (11) Gudatakrayoga. (12) Jambwasava. (13) Hapushrishta. (14) Kubjasava. (15) Kharjoorasava. (16) Kajoophala ava. (17) Mridwekasava. (18) Madhushukrayoga. (19) Madhwarishta. (20) Mahadrakshasava. (21) Mritashan jeevan sura. (22) Mastavasava. (23) Madhwasava. (24) Narikelasava. (25) Panchsayak. (26) Rasonnasura. (27) Sharkarasava. (28 Sookshmailadyarishta.	(*i*) Section 12 (*c*) ; (*ii*) Section 12 (*d*), in so far as it relates to buying of such asavas and arishtas ; (*iii*) Section 13 (*b*).

Explanation.—For the purposes of this Order an intoxicant is duty-paid when—

(1) the duty leviable under the Indian Tariff Act, 1934, or the Sea Customs Act, 1878, or

(2) the excise or countervailing duty under the Bombay Prohibition Act, 1949, or the Bombay Abkari Act, 1878,

has been paid thereon ; and

'Asava' or 'Arishta' means a medicinal preparation in liquid form which contains alcohol generated by a process of fermentation and which is prepared in accordance with the Ayurvedic system of medicine.

G. N., R. D., No. 2843/49, dated 13th April 1950 (B. G., Pt. IV-B, p. 722). S. 143.

Whereas the Government of Bombay is satisfied that it is necessary to bring the following rule into force at once ;

Now, therefore, in exercise of the powers conferred by section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Bombay is pleased to make the following rule, namely :—

The form of pass for the transport of foreign liquor from a depot established under the Bombay Foreign Liquor Rules, 1950, to the premises of a person holding a permit, other than a tourist interim permit or an emergency permit, under the said rules, shall be in the Form hereto annexed.

FORM OF TRANSPORT PASS.

Seal of the Superintendent of Prohibition and Excise.

ORIGINAL.

PERMIT No.

Pass for the transport of foreign liquor from the depots established under the Bombay Foreign Liquor Rules, 1950, to the premises of a person holding a permit under the said rules.

Name and address of the licensed or Government depot.

Name in full of the person authorized to transport foreign liquor.

Number and kind of permit.

Quantity and description of foreign liquor to be transported.

Place to which foreign liquor is to be transported (Full address to be given).

This pass shall be valid till the midnight of.....

Dated

Signature of the depot keeper or his authorised servant or of the Officer i/c of a Government depot.

1. This pass is not transferable.
2. This pass shall accompany the foreign liquor to be transported.

S. 143.

G. N., R. D., No. 2843/49, dated 5th April 1950 (B. G., Pt. IV-B, p. 614H (1).

Bombay Foreign Liquor Rules, 1950.

Amended by G. N., R. D., No. 2843/49, dated 1st July 1950.
Amended by G. N., R. D., No. 8081/45(i), dated 11th August 1950.
Amended by G. N., R. D., No. 10484/45 (j), dated 21st September 1950.

In exercise of the powers conferred by section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and all other powers enabling it in this behalf, the Government of Bombay is pleased to make the following rules, namely :—

1. *Title.*—These rules may be called the Bombay Foreign Liquor Rules, 1950.

2. *Extent and commencement.*—(1) These rules shall extend to the whole of the State of Bombay.

(2) They shall come into force on the 6th April 1950.

Provided that such of the provisions of these rules as relate to the making of applications for licences, or permits and making inquiries in connection therewith and the grant of such licences and permits shall come into force immediately.

3. *Definitions.*—In these rules, unless there is anything repugnant in the subject or context,—

(1) " Act " means the Bombay Prohibition Act, 1949 ;

(2) " Club Licensee " means a person holding a club licence under these rules ;

(3) " Duty-paid foreign liquor " means foreign liquor on which—

(*i*) duty leviable under the Indian Tariff Act, 1934, or the Sea Customs Act, 1878, or

(*ii*) the excise or countervailing duty under the Act has been paid and includes foreign liquor which is exempted from such duty ;

(4) " excise supervision " means the supervision of the members of the staff of the Prohibition and Excise Department appointed in that behalf by a competent authority ;

(5) [*Deleted.*]

(6) (1) " foreign liquor " means potable duty paid foreign liquor of the following kinds, namely :—

(*i*) spirits,

(*ii*) wines, and

(*iii*) fermented liquors ;

(2) (*a*) " spirits " means brandy, whisky, rum, gin, liqueurs and milk punch ;

(*b*) " wines " means champagne, port, vermouth and sherry ;

(*c*) " fermented liquors " means ale, beer, porter and cider.

(7) " Form " means a form appended to these rules ;

(8) " hotel licensee " means a person holding a hotel licence under these rules ;

(9) " licence " means a licence granted under these rules ;

(10) " licensed premises " means premises in respect of which a licence has been issued under these rules ;

(11) " licensee " means a person who has been granted a licence under these rules ;

(12) " Permit " means a permit granted under these rules ;

(12A) " temporary resident " means a person falling under clause (*c*) of sub-section (*1*) of section 40 of the Act ;

(13) " Trade and Import licensee " means a person holding a Trade and Import licence under rule 5 ;

(14) " Sale by wholesale " means sale to licensed retailers or wholesalers ;

(15) " unit " means the quantity of foreign liquor equivalent to (*i*) one quart bottle of spirits, (*ii*) or three quart bottles of wines or (*iii*) nine quart bottles of fermented liquors of a strength exceeding 2 per cent. of alcohol by volume or (*iv*) 27 quart bottles of fermented liquors of a strength not exceeding 2 per cent. of alcohol by volume ;

(16) words and expressions not defined in these rules shall have the meanings respectively assigned to them in the Act.

PART I.—*Foreign Liquor Trade and Import Licence.*

4. *Application for licence.*—Any person desiring to import and to sell by wholesale foreign liquor shall apply to the Collector for a trade and import licence in that behalf. The application shall contain the following particulars, namely :—

(*i*) Name and address of the applicant.

(*ii*) Location of the shop or premises where he wants to sell foreign liquor, with census No. of the house or building, name of street, city, town, or village, as the case may be.

(*iii*) Whether any foreign liquor was sold at such shop or premises in the past and if so the period during which it was sold.

(*iv*) Whether the applicant held any trade and import licence in the past ; and if so, the year and period during which it was held.

5. *Grant of licence.*—On receipt of the application, the Collector may make inquiries for verification of the details stated in the application and also such other inquiries as he deems necessary. If he is satisfied that there is no objection to grant the licence applied for, he may with the previous sanction of the State Government grant the applicant a licence in form F. L. I on payment of such fee and of such deposit as may be prescribed by the Director under the Act.

6. *Duration of licence.*—No licence in form F. L. I shall be granted for a period beyond the 31st of March next following the date of the commencement of the licence and in no case shall such licence be granted for a period exceeding one year.

7. *Kinds of foreign liquor authorised to be imported and removed from customs frontier, etc.*—The Trade and Import licensee shall not remove from the customs frontier or import or sell any liquor other than foreign liquor.

8. *Removal from Custom House, etc.*— No foreign liquor—

(*i*) brought into the Port of Bombay, or

(*ii*) imported into the State of Bombay from any other part of India, or

(*iii*) manufactured in the State of Bombay, shall be transported by any trade and import licensee from any place in the State of Bombay to his licensed premises or his warehouse except under a transport pass issued by an officer duly authorised in this behalf and on payment of such fee as may be prescribed by the Director under the Act.

9. *What foreign liquor shall not be kept or sold.*—A trade and import licensee shall not keep in his licensed premises or in his warehouse, any foreign liquor which has not been lawfully removed from a customs frontier or which has not been lawfully imported or transported.

10. *Sale of foreign liquor.*—(1) (*a*) A trade and import licensee shall exhibit at his licensed premises a list, supplied by the Director from time to time, showing the names and address of persons holding licences for the sale of foreign liquor.

(*b*) Such licensee shall not sell foreign liquor stocked by him to any person in the State of Bombay unless such person holds a licence for the sale of foreign liquor and produces a transport pass issued by an Officer duly authorised in that behalf.

(2) A trade and import licensee shall not sell foreign liquor to any person outside the State of Bombay except with the permission of the Collector. No such sale shall be effected unless the licensee is satisfied that the export of the liquor is covered by a valid export pass.

(3) A trade and import licensee may with the special permission of the Collector sell foreign liquor out of his stock in Customs bond to a ship going abroad provided that the person in charge of such ship produces a valid transport pass.

(4) A trade and import licensee may sell foreign liquor to persons referred to in section 41 of the Act out of his stock in Customs Bond provided that they hold special permits under the said section and produce a valid transport pass.

(5) A trade and import licensee may supply foreign liquor to any depot referred to in rule 24 provided that the depot keeper produces a valid transport pass.

(6) The price at which the licensee shall supply foreign liquor shall not exceed the maximum price fixed by the Director under the Act.

11. *Foreign liquor bottles to be banderolled.*—No bottle containing foreign liquor shall be sold to any person for consumption in the State unless it is banderolled in such manner as the Director may, from time to time, direct.

12. *No drinking in licensed premises.*—A trade and import licensee shall not permit any foreign liquor to be drunk in the licensed premises or in his warehouse or any premises connected therewith that may be in his occupation or under his control.

13. *Racking, etc., not permitted.*—No foreign liquor shall be racked, bottled, blended, reduced, flavoured or coloured by a trade and import licensee, except in accordance with the provisions of the Act and the rules, regulations and orders made thereunder.

14. *Adulterated and spurious foreign liquor not allowed.*—No trade and import licensee shall adulterate or deteriorate any foreign liquor or keep in his licensed premises or warehouse or sell any foreign liquor knowing it to have been adulterated or deteriorated. He shall also not keep or sell spurious foreign liquor of any kind.

15. *Sale of foreign liquor prohibited in certain cases.*—The licensed premises of a trade and import licensee shall not be kept open on such days and during such period as may be prescribed by the Director under the Act, nor shall any foreign liquor be sold to any person on such days and during such period.

16. *Transactions under excise supervision.*—(1) All transactions pertaining to receipt, transport, storage and sale of foreign liquor shall be carried out under the excise supervision;

(2) Except with the special permission of the Collector, no such transactions shall be carried out on Sundays and public holidays notified under section 25 of the Negotiable Instruments Act, 1881.

17. *Appointment of staff for excise supervision.*—The Collector may appoint such excise staff at the licensed premises for excise supervision as he deems necessary.

18. *Combination of other business not permitted.*—The trade and import licensee shall not in any case combine the business of sale of foreign liquor with any other business in the same premises.

19. *Foreign liquor to be sold in sealed bottles, etc.*—Foreign liquor shall not, save with the permission of the Director, be kept or sold by a trade and import licensee except in full corked bottles, sealed or capsuled.

20. *Excise escort for conveyance of foreign liquor.*—The conveyance of foreign liquor consignments from the licensed premises of the trade and import licensee to a place of booking and to the premises of other licensee shall be under the excise supervision.

21. *Regulation of business of licensee.*—(1) No person shall be recognised as the partner of the trade and import licensee for the purposes of his licence, unless the partnership has been declared to the Collector before the licence is granted and the names of the partners have been entered jointly in the licence or if the partnership is entered into after the granting of the licence, unless the Collector agrees, on application made to him, to alter the licence and to add the name or names of the partner or partners in the licence.

(2) A trade and import licensee shall carry on his business under the licence either personally or by an agent or servant duly authorised by him in this behalf by a written *nokarnama* signed by himself and countersigned by an Excise Officer not lower in rank than a Sub-Inspector : Provided that any such *nokarnama* signed by the licensee shall be valid until countersignature is refused. If for any reason the Collector shall order the withdrawal of any *nokarnama* issued by the licensee, the *nokarnama* shall be forthwith withdrawn. For every *nokarnama* issued by him the licensee shall pay such fee as may from time to time be prescribed by the Director under the Act. No *nokarnama* shall be issued to any person under 21 years of age and no such *nokarnama*, if issued, shall be valid.

(3) (*a*) A Trade and Import licensee shall keep in the licensed premises and also in his warehouse an up-to-date list showing the names of all authorised agents or servants.

(*b*) The licensee shall keep in the licensed premises and also in his warehouse, in a bound book of stout paper, paged and stamped with the seal of the Collector accounts in such form as may be prescribed by the Director. The accounts shall be clearly and correctly written up-to-date daily. With these accounts shall be filed the transport passes under cover of which foreign liquor was received or sold. These accounts shall be open to inspection by the Collector or any other officer empowered under section 77 (*a*) or 122 of the Act.

(*c*) The licensee shall submit such returns as may be prescribed by the Director.

(*d*) The licensee shall keep a complete set of testing instruments for testing foreign liquor.

(4) The licensed premises and the warehouse of a Trade and Import licensee and all foreign liquor therein contained shall at all times be open to inspection by the Collector and the Prohibition Officers empowered under section 122 of the Act and in the Greater Bombay by the Commissioner of Police, Bombay, and elsewhere by the District Superintendent of Police.

(5) The licensee shall, when called upon by any Prohibition Officer not below the rank of a Sub-Inspector of Excise, give an explanation in writing regarding any irregularity detected at his licensed premises and shall furnish any information regarding the management of the said premises; and shall answer all reasonable questions to the best of his knowledge and belief. He shall also, on demand, allow an inspecting officer to take samples for analysis free of cost.

(6) The licensee shal keep a visit book paged and stamped with the seal of the Collector in which visiting officers may record any remarks when inspecting the licensed premises. The licensee shall, on the termination of the period of his licence, deliver up the visit book, the accounts and the licence to the local Excise Inspector.

22. *Licensee to abide by provisions of Act, etc.*—(1) Every trade and import licensee shall comply promptly with all orders or directions issued from time to time under the Act and the rules and regulations and orders made thereunder.

(2) Such licensee shall give an undertaking to the Collector that he will abide by the provisions of the Act and rules, regulations and orders made thereunder and the conditions of the licence.

(3 [*Deleted.*]

23 *Suspension or cancellation of licence.*—A licence granted under rule 5 may be suspended or cancelled in accordance with the provisions of section 54 or 55 of the Act.

PART II.—*Vendor's licences for sale of foreign liquor.*

24. *Depots to be established.*—Depots for the sale of foreign liquor to persons holding permits for its possession, consumption or use and for Government purposes may be established at Bombay, Poona, Ahmedabad, Sholapur, Baroda, Nasik, Belgaum and such other places as the State Government may from time to time direct. Such depots may be conducted through the agency of persons approved by the State Government, hereinafter referred to as depot keepers.

25. *Appointment of Depot Keepers and location of Depots.*—(1) A depot keeper may be appointed from amongst persons who immediately before the 6th day of April 1950 held foreign liquor Vendor's or retail "Off" licences under the Act.

(2) A depot may be located in the premises in which the holder of such licence conducted his business: Provided that the State Government may locate any depot in a Government liquor warehouse or any other suitable place and entrust the business of such depot to the Officer in charge of such warehouse or place or any other officer as it deems fit.

26. *Application for appointment of Depot Keepers and grant of vendors licence.*—Any person eligible for appointment as a depot keeper under rule 25 and desiring to be so appointed shall apply to the Collector for such appointment and for the grant of a vendor's licence to sell foreign liquor at a depot. The application shall contain the following particulars :—

(1) Name and address of the applicant ;

(2) If the applicant is a firm, names and addresses of the directors or partners of the firm ;

(3) Location of the premises where the applicant intends to conduct the depot ;

(4) Whether any foreign liquor was sold at the above place in the past, and if so, the year and period during which it was sold.

27. *Grant of vendor's licence and payment of fees.*—On receipt of the application, the Collector may make inquiries for verification of the details of the application and also such other inquiries as he deems necessary. If he is satisfied that there is no objection to appoint the applicant as a depot keeper and to grant the vendor's licence applied for, he may, with the previous sanction of the State Government, appoint him as a depot keeper and grant him a vendor's licence in form F. L. X on payment of such fee and such deposit as may be prescribed by the Director under the Act.

28. *Duration of licence.*—No licence under rule 27 shall be granted for a period of more than one year at a time and in no case shall such period extend beyond 31st March next following the date of the commencement of the licence.

29. *Transactions at the depot to be under excise supervision.*—(1) The depot keeper shall, if required by the Collector, transact all business pertaining to receipt, transport, storage and sale of foreign liquor under excise supervision.

(2) Except with the special permission of the Collector, no such business shall be transacted on Sundays and on such public holidays as are notified under section 25 of the Negotiable Instruments Act, 1881.

30. *Appointment of staff for supervision.*—The Collector may appoint such staff at the depot for excise supervision as he deems necessary.

31. *Kinds of foreign liquor authorised for sale.*—No liquor other than foreign liquor shall be bought, held in stock and sold at the depot.

32. *Sources of supply.*—Foreign liquor required for sale by the depot shall be obtained from a person holding a trade and import licence in respect of foreign liquor or from a distillery in the State of Bombay or with the special permission of the Director from any other place. All such foreign liquor shall be transported to the depot under a valid transport pass.

33. *What foreign liquor shall not be kept or sold.*—(1) No foreign liquor other than that obtained under rule 32 shall be kept or sold at the depot.

(2) No adulterated or spurious foreign liquor of any kind shall be kept or sold at the depot.

34. *To whom foreign liquor shall or shall not be sold.*—(1) (*i*) The depot-keeper may sell any part of the stock of foreign liquor to foreign liquor licensees in the State of Bombay or to any persons outside the State, subject to such conditions as the Director may prescribe.

(*ii*) The depot-keeper may also sell foreign liquor only to holders of permits orauthorizations and chemists, messes and clubs holding licences.

(2) No sale of any foreign liquor kept for sale in the depot shall be made to any permit holder unless the permit holder has got a corresponding balance of units remaining unpurchased against his permit during the month of such sale to him. The depot keeper or officer in charge of the depot, as the case may be, shall on each occasion enter in the permit of the permit holder to whom foreign liquor is sold, the details of sale of such liquor and sign below such entry.

35. *Maximum selling prices.*—Foreign liquor shall not be sold from the depot at a price exceeding the maximum price fixed by the Director from time to time.

36. *Foreign liquor bottles to be banderolled.*—No bottle containing foreign liquor shall be sold from the depot unless it is banderolled in such manner as the Director may, from time to time, direct.

37. *No drinking in depot.*—The person in charge of a depot shall not permit foreign liquor to be drunk in the depot.

38. *Closure of depot.*—The depot shall not be kept open on such days and during such hours as may be prescribed by the Director in this behalf.

39. *Combination of business.*—Except with the special permission of the Director, the business of selling foreign liquor at a depot shall not be combined with any other business in the same premises.

40. *Foreign liquor to be sold in sealed bottles.*—Foreign liquor shall not be kept or sold at the depot except in corked bottles sealed or capsuled.

41. *Maintenance of accounts.*—(1) There shall be maintained at a depot such accounts as may be prescribed by the Director. Such accounts shall be kept in a bound book of stout paper, paged and stamped with the seal of the Collector.

(2) The depot, all foreign liquor kept or stored therein and all accounts, registers and books and passes shall at all times be open to inspection by any officer empowered under section 77(*a*) or section 122 of the Act.

42. *Transport passes for foreign liquor sold.*—Unless permitted under his permit or licence no foreign liquor sold from a depot shall be transported by a permit-holder or licensee except under a valid transport pass.

43. *Visit book.*—A visit book, paged and stamped with the seal of the Collector, shall be maintained at each depot in which visiting officers may record any remarks when inspecting a depot.

44. *Depots in charge of officers.*—Whenever the business of any depot is entrusted under rule 25 to an officer in charge of a Government liquor warehouse or other place or any other officer, no licence, permit, pass or authorisation shall be necessary for the possession, transport, sale or buying of foreign liquor by such officer on behalf of the depot. The officer in charge of the depot shall abide by the rules in this Part and shall also comply with all orders and instructions, issued by the Director, Collector, Superintendent of Excise or any other officer duly empowered in this behalf in connection with the management of the bussiness relating to the depot.

PART III.—*Hotel licence.*

45. *Application for a hotel licence.*—Any manager of a hotel desiring to sell foreign liquor by retail to the boarders in his hotel who hold permits granted under the Act shall apply to the Collector for a Hotel licence. The application shall contain the following particulars namely :—

(*i*) Name and address of the applicant—

(*ii*) Name of the Hotel, its location with Census No. of the house or building, name of street, city, town, or village, as the case may be.

(*iii*) Whether the hotel held any foreign liquor hotel licence in the past and if so, the period during which it was held.

(*iv*) Average number per day of resident boarders who are foreigners. The average shall be calculated on the total number of such resident boarders during the six months immediately preceding the date of the application.

(*v*) Number of the room assigned for sale of foreign liquor.

46. *Grant of licence and its duration.*—(1) On receipt of an application under rule 45, the Collector shall make inquiries for verification of the particulars given in the application and also such other inquiries as he deems necessary. If he is satisfied that there is no objection to grant the licence applied for, he may grant the applicant a licence in Form F. L. II on payment of such fee and such deposit as may be prescribed by the Director under the Act.

(2) No licence under this rule shall be granted for a period exceeding one year at a time and in no case shall such period extend beyond the 31st March next following the date of the commencement of the licence.

47. *Admission of partners.*—No person will be recognised as the partner of a hotel licensee unless the partnership has been declared to the Collector before such licence is granted and the names of the partners have been entered jointly in the licence, or if the partnership is entered into after the granting of the licence, unless the Collector agrees on application made to him to alter the licence and to add the name of the partner in the licence.

PART IV.—*Club Licence.*

48. *Application for a club licence.*—The Secretary of a club or any person duly authorised in that behalf by the club shall, if it is intended to sell foreign liquor at such club, apply to the Collector for a club licence. The application shall contain the following particulars, namely :—

(i) Name of the Club--

(ii) Location of the Club, with Census No. of the house or building, name of street, city, town, or village, as the case may be.

(iii) Object of the Club.

(iv) Name of the Secretary or the other person authorized.

(v) Number of members.

(vi) Rules of the Club relating to the election of members, terms of subscription, entrance fee, if any, hours of opening and closing.

(vii) Whether the Club held any foreign liquor Club licence in the past and if so, the year and period during which it was held.

(viii) Average number per day of resident members. The average shall be calculated on the total number of such resident members during the six months immediately preceding the date of the application.

(ix) Number of the room assigned for sale of foreign liquor.

49. *Grant of licence and its duration.*—(1) On receipt of an application under rule 48, the Collector shall make inquiries for verification of the particulars given in the application and such other inquiries as he deems necessary. If he is satisfied that there is no objection to grant the licence applied for, he may grant such licence in Form F.L.III to the Secretary or the authorised person on payment of such fee and such deposit as may be prescribed by the Director.

(2) No licence shall be granted for a period exceeding one year at a time and in no case shall such period extend beyond 31st March next following the date of the commencement of the licence.

Rules for Hotel and Club Licences.

50. *Employment of servants.*—The business of selling foreign liquor at a hotel or club shall be carried on by a hotel or club licensee personally or by an agent or servant duly authorised by him in this behalf by a written *nokarnama* signed by himself and countersigned by an Excise Officer not lower in rank than a Sub-Inspector ; provided that any such *nokarnama* signed by the licensee shall be valid until such countersignature is refused. Such *nokarnama* shall be forthwith withdrawn by the licensee if so ordered by the Collector for any reason. For every *nokarama* issued by him the licensee should pay such fee as may be prescribed by the Director under the Act. No *nokarnama* shall be issued to any person under 21 years of age.

51. *Source of supply.*—Foreign liquor required for a licensed hotel or club shall not be bought except from a person holding a Trade and Import licence and shall not be transported from the latter's premises to the hotel or club premises except under a transport pass.

52. *Prohibition to store or sell any other foreign liquor.*—(*i*) A hotel or club licensee shall not keep or sell in the licensed premises of the hotel or club foreign liquor of any kind which he is not authorised to buy under the licence, nor shall he keep, or sell foreign liquor in any place except in the licensed premises of such hotel or club.

(*ii*) No adulterated or spurious foreign liquor of any kind shall be sold or kept by the licensee in the hotel or club.

53. [*Deleted.*]

54. *Maintenance of accounts and inspection thereof.*—(1) There shall be maintained at the licensed premises such accounts as may be prescribed by the Director under the Act. Such accounts shall be kept in a bound book of stout paper, paged and stamped with the seal of the Collector.

(2) The licensed premises in the hotel or club and the foreign liquor kept or stored therein and all accounts, registers and books maintained in respect of such foreign liquor by a hotel or club licensee, as the case may be, shall at all times be open to inspection by any officer empowered under section 77 (*a*) or section 122 of the Act. Any irregularity noticed by such officer shall be explained to him by the licensee.

55. *Appointment of staff for supervision.*—The Collector may appoint such staff for Excise supervision at a licensed hotel or club premises as he deems necessary.

56. *Closure of premises.*—(1) A hotel or club licensee shall close the licensed premises on such days and during such hours as may be prescribed by the Director under the Act or for any other sufficient reason.

(2) The licensee may also of his own accord close the licensed premises during any riot or disturbance in the neighbourhood thereof.

(3) The licensee shall not be entitled to claim any compensation on account of the closure of the licensed premises under this rule.

57. *Prohibition regarding drunkenness etc.*—No drunkenness or gambling in or near the licensed premises or in any other portion of the hotel or club shall be permitted by a hotel or club licensee nor shall any disorderly persons be allowed to remain therein.

58. *Sale to permit-holders.*—(1) (*a*) A hotel or club licensee shall not sell foreign liquor except to a permit-holder. No sale of foreign liquor shall be made to such permit-holder unless the permit-holder has got a corresponding balance of units remaining unpurchased against his permit during the month of such sale to him.

(*b*) Such licensee shall enter the details of sale of foreign liquor to any permit-holder in the permit of such permit-holder.

(2) A hotel or club licensee shall not sell or serve foreign liquor except during the hours prescribed in this behalf by the Director.

(3) A hotel or club licensee shall not permit any permit-holder to remove foreign liquor sold to him to his room unless the foreign liquor is removed in a sealed bottle.

(4) A hotel or club licensee shall maintain a register of permit-holders holding permits under these rules and state therein their permit numbers and the number of units sanctioned to them. The licensee shall enter in the register details of foreign liquor sold to them from day to day.

(5) A hotel or club licensee shall not sell or supply or attempt to sell or supply any foreign liquor to or for the use of—

(*a*) a permit-holder who is insane, or

(*b*) a permit-holder known or believed to be intoxicated.

59. *Licensees to abide by the Bombay Prohibition Act, Rule, etc.*—(1) A hotel or club licensee shall abide by the conditions of the hotel or club licence and the provisions of the Act and the rules, regulations and orders made thereunder and shall give an undertaking to that effect;

(2) [*Deleted.*]

60. *No claim to renew a licence.*—A hotel or club licensee or his successors or assigns shall have no claim whatsoever to the continuance or renewal of the hotel or club licence after the expiry of the period for which such licence was granted.

61. *Cancellation of licence.*—A hotel or club licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Act.

62. *Unsold foreign liquor to be surrendered.*—When a hotel or club licence is suspended or cancelled during the currency of the licence period or is not renewed on its expiry, the hotel or club licensee shall forthwith surrender the whole stock of unsold foreign liquor to the Collector.

PART V.—*Permits for possession of foreign liquor.*

63. *Description of permits.*—Permits of the following kinds only for the possession, use and consumption of foreign liquor shall be granted under these rules, namely :—

(i) Permit on grounds of health ;

(ii) Temporary resident's permit ;

(iii) Special permit for Privileged Personages ;

(iv) Interim permit ;

(v) Emergency permit ;

(vi) Visitor's permit.

64. *Permit on grounds of health.*—(1) Any person desiring to possess, use and consume foreign liquor on the grounds of health shall apply to the Collector in

form FL./A-1. He shall obtain such form from the office of the Collector or the Superintendent of Excise, on payment of a fee of Re. 1. On receipt of such form he shall appear for medical examination before the Medical Board appointed for the purpose under the Act, present his application to such Board with a fee of Re. 1 for medical examination and obtain a medical examination certificate in form F.L.M.C. from the Board. The application together with the certificate shall then be forwarded to the Collector through the Superintendent of Excise.

(2) (*i*) On receipt of the application, the Collector shall satisfy himself—

(*a*) that the applicant is not a minor ; and

(*b*) that the health of the applicant shall be seriously and permanently affected if he is not permitted to use or consume foreign liquor mentioned in his application.

(*ii*) The Collector shall also make such other inquiries as he deems necessary.

(3) If the Collector, on making necessary inquiries, is satisfied that there is no objection, he may in conformity with the orders of the State Government and the Director and the recommendation in the certificate of the Medical Board, grant the applicant, on payment of such fee as may be prescribed by the Director under the Act, a permit in form F.L. IV for the possession, use and consumption of foreign liquor on grounds of health.

(4) No such permit shall be granted for a period exceeding that recommended by the Medical Board and such period shall not exceed six months in any case.

(5) A permit-holder desiring to renew the permit after the expiry of period of six months shall make a fresh application. The provisions of sub-rules (1) to (4) shall apply to such application.

(6) No permit under this rule shall be granted for a quantity exceeding that recommended by the Medical Board, provided that such quantity shall not exceed 4 units of foreign liquor per month in any case. The quantity recommended by the Medical Board shall further be liable to such reduction as may be recommended by the Medical Board.

(7) [*Deleted.*]

(8) The privileges of purchase and possession of foreign liquor granted under the permit shall extend only so far as they are incidental to its use or consumption in accordance with these rules and the conditions of the permit.

(9) [*Deleted.*]

(10) (*i*) Foreign liquor permitted for use and consumption under a permit granted under this rule shall not be obtained from a place other than a Government or licensed depot or a licensed hotel or club ;

(*ii*) The permit-holder shall get all purchases of foreign-liquor entered in his permit by the depot keeper or the Officer-in-Charge of the depot or the hotel licensee or the club licensee, as the case may be.

(11) [*Deleted.*]

(12) The permit-holder shall not, at any one time, possess any quantity of foreign liquor exceeding that which he is permitted to use and consume in any month.

(13) The permit-holder shall abide by the conditions of the permit and the provisions of the Act and the rules, regulations and orders made thereunder and shall give an undertaking to that effect.

(14) A permit may be suspended or cancelled in accordance with the provisions of section 54 of the Act. Where a permit is suspended or cancelled during its currency or is not renewed after its expiry, the permit-holder shall surrender forthwith the whole of the unconsumed stock of foreign liquor to the Collector.

65. *Temporary resident's permit.*—(1) A temporary resident desiring to possess, use and consume foreign liquor shall apply to the Collector in form F.L./A-2. The form may be obtained from the office of the Collector or the Superintendent of Excise, on payment of a fee of Re. 1.

(2) (*i*) On receipt of the application, the Collector shall satisfy himself—

(*a*) that such person is not a minor; and

(*b*) that he is a temporary resident.

(*ii*) The Collector shall also make such other enquiries as he deems necessary.

(3) If the Collector, on making the necessary inquiries, is satisfied that there is no objection, he may, in consultation with the Superintendent of Excise of his district and in conformity with the orders of the State Government and the Director grant the applicant, on payment of such fee as may be prescribed by the Director under the Act, a permit in form F. L. V. for the possession, use and consumption of foreign liquor.

(4) No permit shall be granted for a period extending beyond the date on which the applicant's residence in India for six months expires.

(5) The permit shall be granted for such monthly quantity of foreign liquor as the Collector may fix in each case :

Provided that such quantity shall not exceed 4 units of foreign liquor per month in any case.

(6) The permit-holder shall not possess at any one time any quantity of foreign liquor exceeding that which has been fixed in his case by the Collector under sub-rule (5).

(7) The privileges of purchase and possession of foreign liquor granted under the permit shall extend only so far as they are incidental to its use or consumption in accordance with these rules and the conditions of the permit.

(8) [*Deleted.*]

(9) (*i*) Foreign liquor permitted for consumption under a permit shall not, except with the previous permission of the Director be obtained from any place other than a Government or licensed depot or a licensed hotel or club.

(*ii*) The permit-holder shall get all purchases of foreign liquor entered in his permit by the Officer-in-charge of the Government depot or the depot keeper or the hotel licensee or the club licensee, as the case may be.

(10) [*Deleted.*]

(11) [*Deleted.*]

(12) A permit holder shall abide by the conditions of the permit and the provisions of the Act and the rules, regulations and orders made thereunder and shall give an undertaking to that effect.

(13) A permit may be suspended or cancelled in accordance with the provisions of section 54 of the Act.

(14) Where the permit is suspended or cancelled during the currency of the permit period or is not renewed after its expiry, the permit-holder shal surrender forthwith the whole of the unconsumed stock of foreign liquor to the Collector.

66. *Special permit for Privileged Personages.*—(1) Any person who is a Sovereign of a foreign state or an Ambassador or a diplomatic Envoy or Consul of a foreign State or the consort or a member of the staff entitled to diplomatic privileges, of such Sovereign, Ambassador, Envoy or Consul, desiring to possess, use and consume foreign liquor, shall apply to the Collector in form F.L./A-3 which shall be supplied to him, free of cost.

(2) On receipt of the application, the Collector shall grant him a permit in form F. L. VI for the possession, use and consumption of foreign liquor.

(3) The permit may be granted for a period not exceeding one year at a time but not exceeding beyond the 31st March next following the date of the commencement of the permit whichever is earlier.

(4) The permit shall not be granted for any quantity of foreign liquor exceeding the quota fixed for such permit-holders by Government from time to time and it shall not be lawful for a permit holder to possess at any one time foreign liquor in excess of the quantity represented by the units specified in his permit.

(5) The privileges of purchase and possession of foreign liquor granted under the permit shall extend only so far as they are incidental to its use or consumption in accordance with these rules and the conditions of the permit.

(6) [*Deleted.*]

(7) Foreign liquor permitted for consumption under the permit shall not be obtained by the permit-holder except from his own stock in Customs Bond or from the stock in Customs Bond of a trade and import licensee :

Provided that the Director may permit the permit holder to obtain foreign liquor from any other place.

(8) The permit-holder shall enter in his permit the quantity of foreign liquor obtained by him from time to time.

(9) [*Deleted.*]

(10) [*Deleted.*]

(11) In the event of any permit-holder going out of the State the stock of foreign liquor held by him under the permit shall be disposed of in such manner as the Director may direct.

67. *Interim Permit.*—(1) Any person who is eligible for a permit under rule 64, 65 or 66 and desires to possess, use or consume foreign liquor may apply to the Collector or to any other officer authorised in this behalf in form F.L./A-4 for an interim permit while applying for a regular permit under any of the said rules.

(2) On receipt of the application the Collector shall satisfy himself—

(*a*) that such applicant is not a minor ; and

(*b*) that the applicant is *prima facie* eligible for a permit under clause (*b*), (*c*) (*i*) or (*c*) (*ii*) of sub-section (*1*) of section 40 or under section 41 of the Act.

(3) If the Collector or the officer authorised under sub-rule (1) is satisfied that there is no objection to grant an interim permit pending the dispsoal of his application for a regular permit under rule 64, 65 or 66, as the case may be, he may grant the applicant a permit in Form F.L. VII for the possession, use and consumption of foreign liquor.

(4) No permit shall be granted for a period exceeding 2 months.

(5) The permit shall be granted for such monthly quantity of foreign liquor as the Collector or the officer authorised under sub-rule (1) may fix in each case :

Provided that such qnantity shall not, in any case, exceed 4 units of foreign liquor per month, except with the sanction of the Director.

(6) The permit-holder shall not posses at any one time any quantity of foreign liquor exceeding that which has been fixed in his case by the Collector or the authorised officer under sub-rule (5).

(7) The privileges of purchase and possession of foreign liquor granted under the permit shall extend only so far as they are incidental to its use or consumption in accordance with these rules and the conditions of the permit.

(8) (*i*) Foreign liquor permitted for consumption under the permit shall not, except with the previous permission of the Director, be obtained from any place other than a Government or licensed depot or a licensed hotel or club.

(*ii*) The permit holder shall get all purchases of foreign liquor entered in his permit by the Officer in charge of the Government depot or the depot-keeper or the hotel licensee or the club licensee, as the case may be.

(9) The permit-holder shall abide by the conditions of the permit and the provisions of the Act and the rules, regulations and orders made thereunder.

(10) The permit may be suspended or cancelled in accordance with the provisions of section 54 of the Act.

(11) Where a permit is suspended or cancelled during the currency of the permit period the permit-holder shall surrender forthwith the whole of the unconsumed stock of foreign liquor to the Collector.

68. *Emergency Permit.*—(1) Any person desiring to possess brandy or rum for himself or any head of the household desiring to possess such liquor for the use of his household for medicinal use on emergent occasions shall apply to the Collector in form F. L./A-5. He may obtain such form from the office of the Collector or the Superintendent of Excise on payment of a fee of Re. 1.

(2) On receipt of the application, the Collector shall make such inquiries as he deems necessary and if he is satisfied that there is no objection, hemay, in conformity, with the orders of the State Government and the Director issued in that behalf, grant the applicant, on payment of such fee as may be prescribed by the Director under the Act a permit in form F. L. VIII for the possession of brandy or rum for medicinal use :

Provided that the applicant is not a minor.

(3) No permit under sub-rule (2) shall be granted for a period exceeding one year or beyond 31st March next following the date of the commencement of the permit and for a quantity exceeding 2 drams of brandy or rum per six months.

(4) No brandy or rum shall be purchased or obtained by a permit holder under this rule if he has already in his possession more than 2 drams of either brandy or rum.

(5) If any permit-holder who has used up his permitted quantity before the expiry of six months from the date of the permit, requires to purchase, possess, consume or use a further quantity of two drams of brandy or rum for the rest of the period of six months, he shall obtain a special medical certificate to that effect and shall apply to the Collector with such certificate. The Collector shall make such inquiries as he may deem necessary and if he sees sufficient reasons to recommend the application, he may submit the application together with the medical certificate to the Director.

The Director may, if he is satisfied that there are sufficient and cogent reasons to do so, permit the applicant to purchase such further quantity of brandy or rum as he may fix.

(6) The privileges of purchase, transport and possession of brandy or rum granted under the permit shall extend only so far as they are incidental to its use or consumption in accordance with these rules and the conditions of the permit.

(7) The brandy or rum purchased under the permit shall be used solely for the use of the permit-holder and his household. The permit holder may allow consumption or use of such brandy or rum by any person requiring it on *bona fide* medical grounds.

(8) The permit-holder shall not obtain brandy or rum except from a Government or licensed depot. He shall get all purchases of brandy or rum entered in his permit by the officer in charge of the Government depot or the depot keeper, as the case may be.

(9) The permit-holder shall abide by the conditions of the permit and the provisions of the Act and the rules, regulations and orders made thereunder and shall give an undertaking to that effect.

(10) The permit may be suspended or cancelled in accordance with the provisions of section 54 of the Act.

(11) In case the permit is suspended or cancelled during its currency or is not renewed on its expiry, the permit holder shall surrender forthwith the whole of the unused stock of brandy or rum to the Collector.

(12) Notwithstanding anything contained in this rule a permit may be granted for the possession of any kind of foreign liquor for the maximum quantity of either one quart bottle of spirit or one quart bottle of wine or three quart bottles of fermented liquors to any applicant who has been in possession of that quantity of any such foreign liquor on the midnight of 31st March 1950 and who has declared to the Collector on or before the 6th April 1950 the whole stock of foreign liquor in his possession on 1st of April 1950, provided that the bottle of spirit or wine was opened for use before 1st April 1950.

(13) Sub-rules (1) to (11) shall, so far as may be, apply in respect of a permit granted under sub-rule (12) and the Form F. L. VIII shall be adapted suitably :

Provided that no foreign liquor shall be purchased without the previous sanction of the Director.

Explanation.—For the purpose of this rule a household shall mean a group of persons residing and messing jointly as the members of one domestic unit.

68-A. *Visitor's Permit.*—(1) Any person visiting the State of Bombay for a period not more than a week and desiring to possess, use and consume foreign liquor shall apply to the Collector.

(2) The application shall contain the following particulars—

(1) Name in full,
(2) Permanent address,
(3) Temporary address in the State of Bombay,
(4) Period of stay in the State of Bombay,
(5) Nationality,
(6) Place of birth,
(7) Place where brought up,
(8) Country of domicile,
(9) Age,
(10) Occupation,
(11) Number of units of foreign liquor required per week,
(12) Date of arrival in the State of Bombay.

The application shall be accompanied by an undertaking that the applicant will abide by the conditions of the permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

(3) On receipt of the application the Collector shall satisfy himself that the applicant is a visitor to the State of Bombay and if he sees no objection, he may grant him a permit in Form F.L.XI for the possession, use and consumption of foreign liquor on payment of such fee as may be prescribed by the Director.

(4) The permit shall be granted for a period not exceeding one week. Provided that the Collector may extend the period of such permit, but in no case such period shall be extended to a total period exceeding one month.

(5) No permit shall be granted for a quantity exceeding one unit per week.

(6) The permit-holder shall not possess at any one time any quantity of foreign liquor in excess of the quantity specified in his permit.

(7) The privileges of purchase, transport and possession of foreign liquor granted under the permit shall extend only so far as they are incidental to its use or consumption in accordance with these rules and conditions of the permit.

(8) The foreign liquor permitted for consumption under the permit shall not, except with the previous permission of the Collector, be obtained from a place other than a Government or licensed depot or a licensed hotel or club.

(9) The permit-holder shall get the details entered in his permit of all foreign liquor obtained by him from time to time by the Officer-in-Charge of Government Depot or the Depot keeper or by the hotel or club licensee, as the case may be.

(10) The permit-holder shall abide by the conditions of the permit and the provisions of the Act and the rules, regulations and orders made thereunder.

(11) The permit shall be suspended or cancelled in accordance with the provisions under section 54 of the Act.

PART VI.—*Consumption and sale of foreign liquor on Steamers.*

69. *Bringing of foreign liquor by passengers etc.*—No passenger on board any vessel, boat, launch, ship or steamer plying on the coast of the State of Bombay shall possess any foreign liquor while such vessel, boat, launch, ship or steamer is in the territorial waters of the State unless such possession is covered by a valid permit.

70. *Foreign steamers and through steamers.*—(1) The stock of foreign liquor in the bar on any foreign steamer or through steamer if it touches the Bombay harbour, shall be sealed by the Customs authorities as soon as it enters the territorial waters of this State.

(2) No sale or consumption from such stock shall be made while the steamer is in the port of Bombay and the visitors and disembarking passengers are on board the steamer.

(3) After the disembarking passengers and visitors have left the steamer, the sealed stock shall be released by the customs authorities and consumption of foreign liquor therefrom by through passengers shall be permitted.

(4) No licence or permit shall be required for sale, purchase, possession, use or consumption of foreign liquor on board such steamer, if it is in accordance with the above conditions.

(5) If the steamer terminates its voyage at Bombay, the stock of foreign liquor in the bar on the steamer shall be sealed by the Customs authorities and shall not be released until the steamer leaves the port of Bombay on outward voyage.

(6) Sale and consumption of foreign liquor on such steamer shall not be permitted after the steamer enters the port of Bombay nor before it leaves that port. The Captain of the steamer as well as the proprietor of the bar shall be responsible for the observance of this rule.

Explanation.—In this rule, steamer includes any ship or other vessel.

PART VII.—*Alcoholic beverages not containing more than 2 per cent. of alcohol by volume.*

71. *Sale of fermented liquors.*—No person shall sell any fermented liquors (including any alcoholic fruit juice and other alcoholic beverages) containing alcohol in strength not more than 3·5 per cent. of proof spirit (equivalent to 2 per cent. of alcohol by volume) except in the manner and to the extent provided by these rules.

72. *Application for licence.*—Any person desiring to sell any such fermented liquors shall apply to the Collector for a licence in that behalf. The application shall contain the following particulars, namely :—

(1 Name and address of the applicant.

(2) Location of the shop or premises where he wants to sell such fermented liquors and beverages with the census No. of the house, name of street, City, town, or village as the case may be.

(3) Whether any foreign liquor was sold at the above place in the past and if so, the period during which it was sold.

(4) Whether the applicant has any previous experience in the business of this nature.

73. *Grant of licence.*—On receipt of the application, if the Collector, after making such nquiries as he deems necesary, is satisfied that there is no objection to grant the licence applied for, he may, on payment of such fee as may be prescribed by the Director under the Act grant the applicant a licence in Form F. L. IX for the sale of such fermented liquors. Such licence shall not be granted for a period of more than one year at a time and in no case beyond 31st March next following the date of its commencement.

74. *Regulation of business of licensee.*—(1) The licensee shall carry on the business of his shop either personally or by an agent or servant duly authorised by him and who has not been disapproved by the local Excise Inspector.

(2) The licensee shall allow any officer empowered under section 122 of the Act to take samples for analysis of fermented liquors, fruit juice and other alcoholic beverages kept in his shop, free of cost.

(3) The licensee shall keep a visit book paged and stamped with the Collector's seal.

(4) The licensee shall give an undertaking to the Collector that he will abide by the provisions of the Act and the rules, regulations and orders made thereunder and the conditions of his licence.

75. *Cancellation or suspension of licence.*—(1) A licence may be suspended or cancelled in accordance with the provisons of section 54 or 56 of the Act.

(2) In case the licence is not renewed on its expiry or is cancelled or suspended during the currency of the licence period the licensee shall, immediately, after its expiry, cancellation or suspension, as the case may be, surrender all his unsold stock of fermented liquors (including fruit juices and alcoholic beverages) to the Collector for further disposal.

(Crest)

FORM F.L. I.

(*See* Rule 5.)

No. of 195 -195 .

(For the whole of the State of Bombay.)

Ordinary Trade and Import Licence for the removal from a Customs Frontier and for the import and vend of foreign liquors (potable) including Indian-made liquors (potable) excised at special rates ("not to be drunk on the premises").

Preamble.—Licence is hereby granted, under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder, to.....of Messrs.....(hereinafter called "the licensee") authorising him to remove from a Customs Frontier and to import and sell by wholesale foreign liquor at his premises situated at..... .....(hereinafter referred to as the "licensed premises") from.....19 to the 31st day of March 19 (both days inclusive) subject to the following conditions, namely :—

CONDITIONS.

1. The licensee shall pay into the Government treasury a sum Rs..... (.....) as licence fee and a sum of Rs.....(.....) as deposit.

2. The licensee shall not sell foreign liquor at any place other than the licensed premises nor shall he keep foreign liquor in any place except in the licensed premises or, if specially permitted in writing by the Collector, at the warehouse which is situated at the place specified below. He shall keep separate accounts of the stocks of foreign liquor kept at the warehouse. A consolidated account of the stocks of foreign liquor at the licensed premises and the warehouse shall also be maintained by him. Stocks of foreign liquor shall be transported from the warehouse to the licensed premises under passes issued by a Prohibition Officer duly authorised in this behalf. In no case shall the licensee sell foreign liquor from such warehouse.

(Situation of warehouse.....)

3. The licensee shall pay to Government in advance at the beginning of each quarter commencing from the date of the licence such cost of the staff appointed at the licensed premises for the purpose of excise supervision as may be fixed by the Director from time to time.

4. The expenses in respect of excise supervision for transporting foreign liquor from the licensed premises shall be paid by the licensee.

5. The licensee shall sell foreign liquor at a price not exceeding that fixed by the Director in that behalf.

6. The licensee shall furnish such information in connection with his business under the licence as may be required by the Director from time to time.

7. The licensee shall comply with all orders and instructions issued to him by the Prohibition Officers not lower in rank than a Sub-Inspector of Excise.

8. In case the licence is suspended or cancelled during its currency or is not renewed on its expiry the licensee shall forthwith surrender the whole of the unsold stock to the Collector.

9. As this licence is granted only for the period specified above, it shall not give the licensee, his heirs, legal representatives or assigns, any claim whatsoever to the continuance or renewal thereof beyond the said period.

10. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Bombay Prohibition Act, 1949.

Granted this.....day of .....19 .

Seal of the Collector.

Collector.

(Crest)

FORM F.L. X.

(*See* Rule 27.)

No.....

Vendor's licence for the sale of foreign liquor.

Licence is hereby granted, under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder, to .....of.....(hereinafter called "the

licensee "), on payment of a fee of Rs. ..... and deposit of Rs. ..... in advance, authorising him to sell foreign liquor at his depot situated at..... .....during the period from .....to ....(both days inclusive), subject to the following conditions, namely :—

CONDITIONS.

1. The licensee shall carry on business of selling foreign liquor at the depot either personally or by an agent or servant duly authorised by him in this behalf by a written *nokarnama* signed by himself and countersigned by an Excise Officer not lower in rank than a Sub-Inspector : Provided that any such *nokarnama* signed by the licensee shall be valid unless and until such countersignature is refused. If for any reason the Collector shall order the withdrawal of any *nokarnama* issued by the licensee, the *nokarnama* shall be forthwith withdrawn. For every *nokarnama* issued by him, the licensee shall pay such fee as may from time to time be prescribed by the Director under this Act. No *nokarnama* shall be issued to any person under 21 years of age.

2. The licensee shall, if required by the Collector, pay to the State Government in advance at the beginning of each quarter commencing from the date of this licence such cost of the staff appointed at the depot for the purpose of excise supervision as may be fixed by the Director.

3. Except with the permission of the Collector, the licensee shall not sell, transfer or sub-let his right of selling foreign liquor conferred upon him by this licence, nor shall he in connection with the said right enter into any agreement or arrangement which is of the nature of a sub-lease. If any question arises whether any agreement or arrangement is in the nature of a sub-lease the decision of the Collector on such question shall be final and binding on the licensee.

4. No person shall be recognised as the partner of the licensee for the purpose of this licence unless the partnership has been declared before the licence is granted and the names of the partners have been jointly entered in the licence, or if the partnership is entered into after the granting of the licence, unless the Collector agrees on application made to him to alter the licence and to add the names of the partners in the licence.

5. The licensee shall affix to the front of his depot a signboard bearing his name, the name of the depot and the location thereof.

6. The licensee shall abide by the conditions of this licence and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder and shall give an undertaking to that effect.

7. The licensee shall comply promptly with all lawful orders and directions issued from time to time by the Director, Collector or the Superintendent of Excise.

8. The licensee, his heirs, legal representatives or assigns shall have no claim whatsoever to the continuance or renewal of this licence, after the expiry of the period for which it is granted. It shall be entirely within the discretion of the Collector to permit or not the assignee of the licensee, in case of sale or transfer,

or the heir or legal representative of the licensee, in case of death to have the benefit of the licence for the unexpired portion of the term for which it is granted.

9. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Bombay Prohibiton Act, 1949.

10. In case this licence is cancelled or suspended during the currency of the licence period of is not renewed on its expiry, the licensee shall surrender the whole stock of unsold foreign liquor forthwith to the Collector.

Granted this.....day of.....19 .

Seal of the Collector.

Licensee. Collector of.....

(Crest)

FORM F.L. II.

(*See* Rule 46.)

No.....

(For the whole of the State of Bombay.)

Licence for the sale at a Hotel of imported Foreign Liquors (Potable) and Indian-made Foreign Liquors (Potable) on which Excise Duty has been paid at special rates.

Licence is hereby granted, under and subject to the provisions of the Bombay Prohibiton Act, 1949 (Bom. XXV of 1949), and the rules, regulations and orders made thereunder to.....
.....of Messrs.....
(hereinafter called " the licensee ") on payment of a fee of Rs. ..... and a deposit of Rs. .....in advance, authorising him to sell the following foreign liquors during the period from.....to.....at his Hotel situated at.....subject to the following conditions, namely :—

Foreign liquors.

(*a*) Wines ;
(*b*) Fermented Liquors ;
(*c*) Spirits.

CONDITIONS.

1. The licensee shall not sell any foreign liquor for consumption in the hotel except in the Room No.....assigned for that purpose. He shall not allow any drinking to continue in the said room outside the hours of sale. Any foreign liquor remaining in the said room unconsumed during unauthorised hours of sale shall be destroyed.

2. No foreign liquor other than that sold by the Licensee shall be allowed to be consumed in the said room.

3. The licensee shall sell foreign liquor at a price not exceeding that fixed by the Director from time to time.

4. The licensee shall pay to the State Government in advance at the beginning of each quarter commencing from the date of the licence such cost of the excise staff appointed at the hotel as may be fixed by the Director.

5. (*a*) The licensee shall give immediate information to the nearest Police Officer of every person visiting his hotel whom he suspects to have committed an offence under the Act and of every act committed at the hotel tending to disturb the public peace.

(*b*) The licensee shall write daily in a bound book, paged and sealed with the Collector's seal, the name of every person who comes to reside at the hotel with the dates of his arrival and departure. Such book shall always be open to inspection by any officer duly empowered under section 122 of the Act. If any person who comes to reside at the hotel refuses to give his name, information of the fact shall be given in Greater Bombay to the Commissioner of Police, Bombay, and elsewhere to the District Superintendent of Police.

6. The licensee shall at all times keep the hotel and all appurtenances thereto in clean and decent condition and the licensee shall comply with any directions issued by the Collector in that behalf.

7. The licensee shall furnish such information in connection with his business under the licence as may be required by the Director or Collector from time to time.

8. The licensee shall comply with all lawful orders and instructions issued to him by the Prohibition Officers not lower in rank than a Sub-Inspector of Excise.

9. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Bombay Prohibition Act, 1949.

Granted this the ..... day of .....19 .

Place— .....

Seal of the Collector.

Collector.

(Crest)

FORM F.L. III.

(*See* Rule 49.)

No.....

Licence for the sale at a club of imported Foreign Liquors (Potable) and Indian-made Foreign Liquors (Potable) on which Excise Duty has been paid at special rates.

Licence is hereby granted, under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and the rules, regulations and orders

made thereunder to..... Secretary of the..... Club (hereinafter referred to as the " licensee "), on payment of a fee of Rs..... and a deposit of Rs. ..... in advance, authorising him to sell the following foreign liquors during the period from.....to..... in*.....Club situated at.....(hereinafter referred to as " the licensed premises ") subject to the following conditions, namely :—

Foreign liquors.

(*a*) Wines ;

(*b*) Fermented Liquors ;

(*c*) Spirits.

CONDITIONS.

1. (1) The licensee shall not sell foreign liquor to persons other than resident members of the club who are holders of permits. He shall not make any sale of foreign liquor to any such member unless the member has got a corresponding balance of units remaining unpurchased against his permit during the month of such sale to him. Foreign liquor shall not be sold for consumption off the club premises.

(2) The licensee shall enter the details of sale of foreign liquor to any resident member in the permit of such member.

(3) The licensee shall maintain a register of members who hold permits and state therein their permit numbers and units sanctioned to them. The licensee shall in the said register enter the details of foreign liquor sold to each member from day to day.

2. The licensee shall not sell or serve foreign liquor except between the hours—

(*a*) 9-30 a.m. and 11-00 p.m. on all days, except Saturday ; and

(*b*) 9-30 a.m. and 12-00 midnight on Saturdays.

The Director reserves the right of restricting or varying the hours of sale of liquor as he may deem necessary and such alterations in the hours of sale shall not entitle the licensee to any compensation.

3. (1) The licensee shall not sell any foreign liquor for consumption in any place except Room No.....assigned for that purpose. He shall not allow any drinking to continue in the said room outside the hours of sale. Any foreign liquor remaining in the said room unconsumed during unauthorised hours of sale or service shall be destroyed.

(2) The licensee shall not sell foreign liquor to a resident member who is insane or known or believed to be intoxicated.

* Here specify room or place assigned for storage, sale and consumption of foreign liquor.

4. No foreign liquor other than that sold by the licensee shall be allowed to be consumed in the said room.

5. (*a*) The licensee shall not receive as consideration or a part thereof for the sale of any foreign liquor any wearing apparel or ornaments except coins, currency notes or cheques.

(*b*) The licensee or his agent or servant duly authorised in this behalf shall make out a cash memo in duplicate signed by himself or his agent or servant, as the case may be, and by the permit-holder in respect of foreign liquor sold to any member and shall give the first copy of the memo to such member and retain the duplicate with himself.

(*c*) The cash memo shall clearly show the name of the club, the name of the member, his permit No., details regarding the brand and quantity of foreign liquor sold and the amount charged.

(*d*) The duplicate copies of cash memos made out under clause (*b*) shall at all reasonable times be open to inspection by the Collector or the Commissioner of Police, Bombay, District Superintendent of Police or an Excise Officer not lower in rank than a Sub-Inspector or any other officer empowered under section 122 of the Bombay Prohibition Act, 1949.

6. The licensee shall sell foreign liquor at a price not exceeding that fixed by the Director from time to time.

7. The licensee shall pay to the State Government in advance at the beginning of each quarter commencing from the date of the licence such cost of the excise staff as may be fixed by the Director.

8. (1) The licensee shall give immediate information to the nearest Police Officer of every person visiting his club whom he suspects to have committed an offence under the Act and of every act committed at the club tending to disturb the public peace.

(2) The licensee shall write daily in a bound book, paged and sealed with the Collector's seal, the name of every person who comes to reside at the club with the dates of his arrival and departure. Such book shall always be open to inspection by any officer duly empowered under section 122 of the Act. If any person who comes to reside at the club refuses to give his name, information of the fact shall be given in Greater Bombay to the Commissioner of Police, Bombay, and elsewhere, to the District Superintendent of Police.

9. The licensee shall at all times keep the licensed premises and all appurtenances thereto in a clean and decent condition and the licensee shall comply with any directions issued by the Collector in that behalf.

10. The licensee shall furnish such information in connection with his business under the licence as may be required by the Director from time to time.

11. The licensee shall comply with all orders and instructions issued to him by the Prohibition Officers not lower in rank than a Sub-Inspector of Excise.

12. It shall entirely be in the discretion of the Collector to renew or not to renew the licence at the expiration of the term for which it has been granted.

13. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Bombay Prohibition Act, 1949.

Granted this ..... day of ..... 19 .

Seal of the Collector.

Collector.

FORM F.L/A-1.

(*See* Rule 64.)

Application No.....

(G. C. A.)

Application for a permit to possess and use foreign liquor in the State of Bombay for personal consumption on grounds of health.

1. Name in full Mr. / Mrs..... / Miss
2. Residential address in full.
3. Nationality.
4. Religion.
5. Age.
6. Occupation.
7. Monthly income.
8. Kind of foreign liquor required.
9. Quantity required to be taken every day.
10. Quantity in bottles (quarts) required during each month.
11. Number of years for which the applicant has been consuming foreign iquor.
12. Names of the foreign liquor retail licensees from whom supplies of foreign liquor were obtained during the last three months and the quantity obtained.

I hereby declare that I do not hold any permit under section 40, 41 or 47 of the nor have I made any other application for a permit of the same kind as applied under this application and that—

(*a*) My health will be seriously and permanently affected if I am not permitted to consume such liquor as recommended by the Medical Board, whose certificate I attach ;

(*b*) the particulars given above are correct.

I hereby undertake—

to abide by the conditions of the permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder

Dated Signature of the applicant.

To

The Superintendent of Excise,
.....District.

FORM F. L/A-1/R.

Application No.....

Form of Receipt.

* Name
* Address

Received from
an application (with a certificate from the Medical Board) for a foreign liquor permit on grounds of health.

Dated

Signature of the Officer receiving the application.

The applicant is requested to arrange to present this receipt personally on.....
.....

[†*Reverse of the application form F.L./A-1*]

Received the application
Date .....
Called on.....

Action taken
Date of Registration.....
Permit prepared on.....
Checked by.....
Permit ready for delivery on.....

* * * *

Received the permit No.....
On.....

Signature of the Applicant.

Seen.
Filed.

Signature of the permit issuing Authority.

---

* To be filled in by the applicant.

† Not to be filled in by the applicant.

FORM F.L. M.C.

(*See* Rule 64.)

Certificate No.....

Certificate from a Medical Board recommending the grant of a permit to possess and use foreign liquor for personal consumption on grounds of health.

[Received a fee of Re. 1 for medical examination.]

This is to certify that Mr./Mrs./Miss*.....
.....is, by his/her statement aged .....years and isa pparantly about.....years of age and that his/her health will be seriously and permanently affected if he/she is not permitted to consume.....(here mention kind of foreign liquor recommended).

The Board is of the opinion that the said Mr./Mrs./Miss.....
.....requires for his/her personal consumption.....(here state the quantity) of the said foreign liquor and recommends that he/she may be permitted to consume..... units of.....(here state kind of foreign liquor recommended) during a month for a period of.....

The Board is also of the opinion that a cut of .....quart/pint bottles in the quota herein recommended should be effected every month.

The personal identification marks of the above named Mr./Mrs./Miss.....
.....as verified are—

(I).....

(II).....

Station (Full address). .....

Signature or thumb impression of the applicant.

Signatures and designations of the Members of the Board.

*Full name of the applicant.

Foot note.—(1) The certificate can only be given by a Medical Board appointed for the Taluka/Mahal/area in which the applicant resides and desires to consume the foreign liquor on grounds of health.

(2 Maximum quantity of foreign liquor that may be recommended is four units per month.

(3) No certificate should be granted to a minor.

(4) One unit of foreign liquor = 1 quart bottle (of $26\frac{2}{3}$ ozs.) of spirit, or
= 3 quart bottles of wine, or
= 9 quart bottles of fermented liquor of a strength exceeding 2 per cent. of alcohol by volume or 27 quart bottles of fermented liquors of a strength not exceeding 2 per cent. of alcohol by volume.

FORM F.L. IV.

[*See* Rule 64 (3).]

Permit No.....

G. C. A.

Permit to possess and use foreign liquor for personal consumption on grounds of health.

Mr.
Mrs..... of ..... (hereinafter
Miss
called the " permit holder "), having paid a fee of.....
.....(.....only) is, on the recommendation of the Medical Board appointed by Government, hereby granted a permit under the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder to buy, possess, transport, consume and use foreign liquor within the State of Bombay during the period from ..... to ..... (both days inclusive) subject to the following conditions, namely :—

1. The permit holder shall not during any one month use foreign liquor exceeding the quantity specified in clause 2.

2. The permit holder may possess foreign liquor .....
not exceeding ..... quart/pint bottles in quantity at any one time.

3. The permit holder shall obtain foreign liquor ..... required by him from a Government or licensed depot or a licensed hotel or club on presentation of this permit.

He shall not buy more than ..... $\frac{\text{quart}}{\text{pint}}$ bottles in any one month.

3A. The permit-holder shall not use or consume foreign liquor in a public place or in the rooms of a hotel or institution to which the public may have access.

4. The permit holder shall comply with all orders and instructions issued to him by the Prohibition Officers not lower in rank than a Sub-Inspector of Excise.

5. The permit holder shall abide by the conditions of this permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

6. The permit may be cancelled or suspended in accordance with the provisions of section 54 of the said Act.

Seal of the Collector.

District dated Collector of District.

Specimen signature of the permit holder.....

[*Reverse of the Permit in Form F.L. IV.*]

Details of purchase of foreign liquor made by the permit holder.

Kind of foreign liquor..... Quantity allowed per month.....

Date.	Quantity purchased (in bottles).	Running total of quantity of foreign liquor purchased since the 1st of the current month.	Difference between the quantity allowed per month and the running total (Column 3).	Signature of the Depot keeper or the Officer-in-charge of the Government Depot and the name of the Depot or of the hotel or club licensee together with the name of the licensed hotel or club.	Remarks.
1	2	3	4	5	6

FORM F.L./A-2.

(*See* Rule 65.)

Application No.....

G. C. A.

Application for a permit to possess and use foreign liquor for personal consumption by temporary residents.

1. Name in full Mr. / Mrs. / Miss .....
2. Residential address in full.
3. Nationality.
4. Place of birth.
5. Place where brought up.
*6. Country of domicile.
7. Number of the passport and the authority which issued it.
8. Age.
9. Occupation.
10. Monthly income.
11. Whether the applicant had applied for any permit in the past and if so, when and to whom.

*Quote registration number and the office of Registration under the Registration of Foreigners Act if the applicant is registered under the said Act.

12. Whether any member of the applicant's family has applied for foreign liquor permit/s. If so, details of each application/s should be given.
13. Number of units of foreign liquor required per month.
14. The period of residence or intended residence in India.
15. Date of arrival in India

I hereby declare that I do not hold any permit under section 40, 41 or 47 of the Act nor have I made any other application for a permit of the same kind as applied for under this application and that

(*a*) I am a temporary resident and
(*b*) I am ordinarily using or consuming foreign liquor
(*c*) Foreign Liquor is being generally used or consumed in—
*where I was born and brought up or domiciled ;
(*d*) the particulars given above are correct.

* Name of Country.

I hereby undertake to abide by the conditions of the permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

Dated Signature of the Applicant.

To

The Collector of.....

District

F.L./A-2/R. S. No. .....

Received from †.....

Name in full †.....

Address in full †.....

an application for a temporary resident's permit.

Signature of the Officer receiving the application and date.

The applicant is requested to present this receipt personally on.....

.....

† To be filled in by the applicant.

[*Reverse of the application form F.L./A.-2* (Not to be filled in by the applicant).

Received the Application.

ACTION TAKEN.

Dated..... Date of Registration.....
Called on..... Permit prepared on.....
Checked by.....
Permit ready for delivery on.....

Received the permit No.....
on.....

Signature of the Applicant.

Seen.
Filed.

Signatue of the permitissuing Authority.

FORM F.L. V.

[*See* Rule 65 (3).]

Temporary resident's Permit No.....

(G. C. A.)

Permit to possess and use FOREIGN LIQUOR for personal consumption only by temporary residents.

Mr.
Mrs. ..... of.....
Miss

.....(hereinafter called the "permit holder") having paid a fee of only is hereby granted a permit subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder to buy, possess, transport, use and consume, foreign liquor in the State of Bombay during the period from.....to..... (both days inclusive) subject to the following conditions, namely :—

1. The permit holder shall not use more than..... units of foreign liquor during any one month.

2. The quantity that may be possessed under the permit shall not exceed..... units of foreign liquor at any one time.

3. The permit holder shall not obtain foreign liquor required by him from any place other than a Government or licensed depot or a licensed hotel or club except with the previous permission of the Director. He shall not buy more than.....units of foreign liquor in any one month.

4. The permit-holder shall not consume or use foreign liquor in a public place or in the rooms of a hotel or institution to which the public may have access.

5. The permit holder shall abide by the conditions of this permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

6. The permit may be cancelled or suspended in accordance with the provisions of section 54 of the said Act.

Collector of.....:.....District.

Seal of the Collector.

Place dated

Specimen Signature
of the permit holder.....

Note.—The maximum quantity that can be sanctioned under the rules is 4 Units ; One Unit o foreign liquor

=1 quart bottle of (26 2/3 of ozs.) spirits, or

=3 quart bottles of wines, or

=9 quart bottles of fermented liquors of a strength exceeding 2 per cent. of alcohol by volume, or=27 quart bottles of fermented liquors of a strength not exceeding 2 per cent. of alcohol by volume.

[*Reverse of temporary resident's permit.*]

Details of purchases of foreign liquor.

No. of units allowed———————

Date.	Quantity purchased in units.			Progressive total for the month in units (state completed units and indicate fractions by + signs).	Signature of (*i*) Depot keeper, or (*ii*) Officer-in-charge of Government Depot, or (*iii*) Hotel or Club licensee and name of the Depot, Hotel or Club as the case may be.	Remarks.
	Spirits.	Wines.	Fermented liquors			
1	2	3	4	5	6	7

(Crest)

FORM F.L./A-3.

(*See* Rule 66.)

Application for a special permit for privileged personages to possess and use foreign liquor for personal consumption.

1. Name and address in full.

2. Whether the applicant is—

(*i*) *(*a*) a Sovereign or
*(*b*) an Ambassador or
*(*c*) a Diplomatic Envoy or
*(*d*) a Consul
of any foreign State, and if so of what State ; or

(*ii*) a consort of any
*(*a*) Sovereign,
*(*b*) Ambassador,
*(*c*) Diplomatic Envoy, or
*(*d*) Consul
of any foreign State, and if so of what State ; or

(*iii*) a member of the staff, entitled to diplomatic privileges of any
*(*a*) Sovereign,
*(*b*) Ambassador,
*(*c*) Diplomatic Envoy or
*(*d*) Consul
of any foreign State, and if so of what State.
(Please also state the official designation of the member).

3. Nationality.

4. Religion.

5. Age.

6. Permanent address.

* Please strike off the unrequired items.

7. Place where the foreign liquor will be kept and used and consumed.

8. Maximum number of units of foreign liquor desired to be possessed at a time.

9. Period for which the permit is required.

Dated.....

Signature of the applicant and his designation.

To

The Collector of.....

(No fee is charged for this form.)

Form of Receipt.

S. No.....

Received from.....

of.....an application for a Foreign Liquor Special Permit for Privileged Personages.

The permit will be ready on.....when it may be obtained from this office on presentation of this receipt.

Dated.....

Signature.

Designation.....

[*Reverse of the application Form F.L./A-3.*]

Received the application on.....
Permit to be ready on.....
Permit prepared by.....on.....
Permit checked by.....on.....
Received permit No.....
on.....

Signature of the applicant.

Seen.
Filed.

Signature of the Permit Issuing Authority.

(Crest)

FORM F.L. VI.

[*See* Rule 66 (2).]

Special Permit for Privileged Personages No.....

Special permit for Privileged Personages to possess and use Foreign Liquor for personal consumption in accordance with the rules, regulations and orders made under the Bombay Prohibition Act, 1949.

Mr.
Mrs.....
Miss

permanently residing at.....(hereinafter called "the permit holder") who is a.....of.....State, having his Office / Official residence at.....(hereinafter referred to as the said residence) is hereby granted, under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder, authorising him to buy, possess, transport, use and consume foreign liquor within the State of Bombay during the period from.....to ..... subject to the following conditions, namely :—

1. The permit holder shall use foreign liquor for personal consumption only.

2. The quantity of foreign liquor that may be possessed at any one time under the permit shall not exceed.....units.

3. The permit holder shall not consume or use foreign liquor in a public place or in the rooms of a hotel or institution to which the public may have access.

4. [*Deleted.*]

5. The quantity of foreign liquor obtained by the permit holder from time to time shall be duly entered by him in the permit.

6. The permit may be cancelled or suspended in accordance with the provisions of section 54 of the said Act.

Granted this day of 195

Seal of the Collector.

Collector of.....

MO-II Bk H 765—6a

[*Reverse of the permit in Form F.L. VI.*]

Details of receipts of foreign liquor by the permit holder.

Quantity permitted for possession at any one time ... ...Units.

One unit of foreign liquor =1 quart bottle of spirits, or
=3 quart bottles of wines or
=9 quart bottles of fermented liquors of a strength exceeding 2 per cent. of alcohol by volume or
=27 quart bottles of fermented liquors of a strength not exceeding 2 per cent. of alcohol by volume.

Date.	Quantity possessed on the date of the permit (in units).	Quantity obtained		Transport pass No. and date.	Signature of the permit holder.
		From the permit holder's stock in Customs Bond (in units).	From the stock in Customs Bond of a trade and import licensee (in units).		
1	2	3	4	5	6

FORM F.L./A-4.

(*See* Rule 67.)

Application No.....

(G. C. A.)

Application for an interim permit under section 47 of the Act to possess and use FOREIGN LIQUOR in the State of Bombay for personal consumption only.

1. Name in full.
2. Permanent address.
3. Temporary address in the State of Bombay if the applicant is not a permanent resident in the State of Bombay.

4. Period of stay in the State of Bombay, if temporary.
5. Nationality.
6. Place of birth.
7. Place where brought up.
8. Country of domicile.
9. Number of passport and the authority which issued it.
10. Period of residence or intended residence in India if the applicant is a temporary resident.
11. Age.
12. Occupation.
13. Purpose of his visit to India if the applicant is residing or intends to reside temporarily in India.
14. Number of units of foreign liquor required per month.
15. Religion.
16. Date of arrival in India if the applicant is a temporary resident or is applying for a permit under section 41.
17. The kind of permit the applicant is applying for, that is to say, whether a health permit, temporary resident's permit or special permit for privileged personages.

I hereby declare that I do not hold any permit under section 40, 41 or 47 of the Act nor have I made any other application for a permit of the same kind as applied for under this application and that

(*a*) (*i*) My health will be seriously and permanently affected if I am not permitted to use or consume foreign liquor;

(*ii*) I am a temporary resident;

(*iii*) I am eligible for a permit under section 41 of the Act.

Strike of clauses which are not applicable.

(*b*) I am ordinarily using and consuming foreign liquor;

(*c*) foreign liquor is being generally used or consumed in the country where I was born and brought up or domiciled;

(*d*) [*Deleted.*]

(*e*) [*Deleted.*]

(*f*) The particulars given above are correct.

I hereby undertake to abide by the conditions of the permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

I request that I may be granted an interim permit for.....days.

Signature.

To

The Collector,.....

Excise / Police / Customs Officer in charge.....

* One Unit of foreign liquor=One quart bottle (of $26\frac{2}{3}$ ozs.) of spirits, or
=Three quart bottles of wines, or
=Nine quart bottles of fermented liquors.

[*Reverse of Form F.L./A.-4*]

(For Officer's use only.)

Date of application .....

Registration No.....

Permit prepared by.....and issued on.....

Quantity of the foreign liquor brought by the applicant is.....units as have been verified and endorsed on the permit No.....

Received the Permit No.....
on .....

Signature of the applicant.

Forwarded to the Superintendent of Excise,.....
.....for disposal.

Excise / Police / Customs Officer in charge.

(Crest)

FORM F.L. VII.

(*See* Rule 67.)

No. .....

Interim Permit under section 47 of the Bombay Prohibition Act, 1949, for the possession, consumption and use of foreign liquor.

Mr. / Mrs. / Miss .....of.....(hereinafter called the "permit-holder") is hereby granted a permit under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and

orders made thereunder to buy, possess, transport, use and consume foreign liquor within the State of Bombay during the period from.....to .....(both days inclusive) subject to the following conditions, namely :—

1. The permit-holder shall not use more than.....units of foreign liquor during any one month.
2. The quantity that may be possessed under the permit shall not exceed..... .....units of foreign liquor at any one time.
3. The permit-holder shall not obtain foreign liquor required by him from any place other than a Government or licensed depot or a licensed hotel or club except with the previous permission of the Director. He shall not buy more than.....units of foreign liquor in any one month.
4. The permit-holder shall not use or consume foreign liquor in a public place or in the rooms of a hotel or institution to which the public may have access.

Signature and designation of the officer issuing the permit.

Dated.....

Seal of the Officer issuing the permit.
Specimen signature of the permit holder.....

Note.—One unit =1 quart bottle (of 26 2/3 ozs.) of spirits, or
=3 quart bottles of wine, or
=9 quart bottles of fermented liquors of a strength exceeding 2 per cent. of alcohol by volume.
=27 quart bottles of fermented liquors of a strength not exceeding 2 per cent. of alcohol by volume.

N.B.—Permit shall not be granted for any period exceeding 2 months.

(*Reverse of the permit in Form F.L. VII.*)

(DETAILS OF PURCHASE OF FOREIGN LIQUOR MADE BY THE PERMIT-HOLDER.)

Units of foreign liquor allowed per month.

Date	Quantity purchased (in units) Spirit Wine Fermented liquor.	Progressive total for the month in units	Signature of the Depot Keeper or the Officer in-charge of the Government Depot and the name of the depot or of the hotel or club licensee and the name of the hotel or club.	Remarks.
1	2	3	4	5

FORM F.L./A-5.

(*See* Rule 68.)

Application No.....

(G. C. A.)

Application for a permit to possess and use foreign liquor in emergent cases.

1. Name in full Mr. / Mrs. / Miss .....
2. Residential address in full.
3. Nationality.
4. Religion.
5. Age.
6. Occupation.
7. Monthly income.
8. Kind of foreign liquor required.

Whether the applicant is the head of household.

I declare that

(*a*) I usually keep brandy or rum for medicinal use.

(*b*) I have at present got stock of.....*.....as under.....(here state the stock).

(*c*) I have not applied in the past nor intend to apply hereafter for any kind of permit for the possession, use and consumption of foreign liquor.

(*d*) No other member of my household has applied or obtained any kind of permit for the possession, use and consumption of foreign liquor.

(*e*) The particulars given above are correct.

I hereby undertake to abide by the conditions of the permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

Signature of the applicant.

Dated.....

To

The Collector of.....

.....District.

* Here enter name of foreign liquor.

Form of Receipt.

S. No.....

Received from.....
Name in full*.....
Address in full*.....
an application for a foreign liquor emergency permit.

Dated..... Signature of the Officer receiving the application.

The applicant is requested to arrange to present personally this receipt on.....
.....

* To be filled in by the applicant.

[*Reverse of Form F.L/A-5.*]

(For Officer's use only)

Received the application on
Date.....
Called on.....

Action taken :—
Date of Registration.....
Permit prepared on.....
by .....
Checked by.....
Permit ready for delivery on.....
.....

Signature of the Receiving Officer.

Received Permit No.....
on .....
Signature of the applicant.

Seen.
Filed.

Signature of the Permit issuing Authority.

FORM F.L. VIII.

[*See* Rule 68 (2).]

Emergency Permit No.....

(G. C. A.)

Permit to possess and use foreign liquor for Consumption in emergent cases.

Mr.
Mrs. .....of.....
Miss

(hereinafter called the " permit holder "), having paid a fee of.....only, is hereby granted, under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder to buy, transport, possess,

use or consume foreign liquor for medicinal use during the period from .....to .....at his/her premises situated at ..... and also at any other place within the State of Bombay subject to the following conditions namely :—

1. (*i*) The permit holder shall use or consume.....*.....for .....†.....

(*ii*) The permit holder may use the foreign liquor possessed under the permit for himself and the members of his household. He may, however, allow the consumption or use of such foreign liquor by any person requiring it urgently on *bona fide* medical grounds.

2. (*i*) The quantity of the foreign liquor that may be possessed at any one time under the permit shall not exceed.....
.....

(*ii*) The permit holder may transport, possess, consume or use the foreign liquor obtained or possessed under this permit throughout the State of Bombay, provided that the quantity to be transported, possessed, consumed or used does not exceed the limit specified in clause (*i*) and the permit is produced for inspection on demand by any officer duly empowered under section 77 of the Bombay Prohibition Act, 1949.

3. The permit holder shall obtain the foreign liquor required by him from a Government or licensed depot on presentation of this permit. He shall not buy, use or consume more than $6\frac{2}{3}$ ozs. of foreign liquor within a period of six months from the date of this permit or the date of last purchase without the previous sanction of the Director.

4. The permit holder shall abide by the conditions of this permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

5. The permit may be cancelled or suspended in accordance with the provisions of section 54 of the said Act.

Dated

Collector of.....
District.

Seal of the Collector.

Specimen signature of the permit holder.....

* Here enter name of foreign liquor.
† Here enter purpose.

[*Reverse of Form F.L. VIII.*]

Details of purchases of brandy or rum.

Quantity of brandy or rum allowed .....

Date.	Quantity purchased.		Signature of the Officer-in-charge of the Government Depot or the depot keeper and the name of the Depot.	Remarks.
	Brandy.	Rum.		
1	2		3	4

(Crest)

FORM F.L. IX.

(*See* Rule 73.)

No. .....

Licence for the sale of fermented liquors (including beverages and fruit juices) containing alcohol in strength not more than 3·5 per cent. of proof spirit (equivalent to 2 per cent. of alcohol by volume).

LICENCE is hereby granted, under and subject to provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and the rules, regulations and orders made thereunder, to.....of.....(hereinafter called "the licensee"), on payment of a licence fee of Rs.....in advance, authorising him to sell fermented liquors (including fruit juices and other beverages) containing alcohol in strength not more than 3·5 per cent. of proof spirit, equivalent to 2 per cent. of alcohol by volume, (hereinafter referred to as "liquor") during the period from.....to .....(both days inclusive) at his shop situated at .....(hereinafter referred to as "the licensed premises") subject to the following conditions, namely :—

1. The licensee shall not keep or sell in the licensed premises intoxicants of any kind which he is not authorised to sell under this licence.
2. No liquor shall be consumed or permitted to be consumed in the licensed premises.
3. The licensee shall not sell liquor except at the licensed premises.
4. The licensee shall maintain such accounts and shall submit such returns as may be prescribed by the Director under the Act.
5. The licensed premises, the stock of liquor and the accounts shall always be open to inspection by an officer duly empowered under section 122 of the Bombay Prohibition Act, 1949.
6. The licensee shall comply with all orders and instructions issued to him by the Prohibition Officers not lower in rank than a Sub-Inspector of Excise.
7. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the said Act.

Granted this.....day of 19

Seal of the Collector.

Collector of

FORM F.L. XI.

(*See* Rule 68A.)

Visitor's Permit No.....

Visitor's permit to possess, use and transport foreign liquor within the State of Bombay.

Mr.
Mrs. ..... of .....
Miss

(hereinafter called "the permit-holder") residing permanently at ....and visiting the State of Bombay having given an undertaking as required by the Bombay Prohibition Act, 1949, is hereby granted a permit under

and subject to the provisions of the said Act and the rules, regulations and orders made thereunder, authorising him/her to buy, possess, transport, use and consume within the State of Bombay foreign liquor, during the period from..... to.....(both days inclusive), subject to the following conditions, namely :—

(1) The permit-holder shall not use foreign liquor except for personal consumption and in quantity exceeding the quantity specified in condition 2 during any one week.

(2) The quantity of foreign liquor that may be possessed at any one time under the permit shall not exceed.....units. The permit-holder shall not buy more than.....units of foreign liquor in any one week nor more than.....units of foreign liquor in a month.

(3) The permit-holder shall not consume or use foreign liquor in a public place or in the rooms of a hotel or institution to which the public may have access.

(4) The permit-holder shall abide by the conditions of this permit and the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder.

(5) The permit may be cancelled or suspended in accordance with the provisions of section 54 of the said Act.

Seal of the Collector.

Collector of.....

Specimen signature of
the permit holder..... .....

Note.—*One unit*=1 quart bottle (of 26 2/3 ozs.) of spirits, or
=3 quart bottles of wine, or
=9 quart bottles of fermented liquors of a strength exceeding 2 per cent. of alcohol by volume, or
=27 quart bottles of fermented liquors of a strength not exceeding 2 per cent. of alcohol by volume.

N.B.—Permit shall not be granted for a period of more than one week at a time and in no case for a total period exceeding one month.

(Reverse of Form F.L. XI.)

Details of purchase of foreign liquor.

Units of foreign liquor allowed per week.

Date	Quantity purchased (in units)		Progressive total in units.	Signature of (1) Officer-in-charge of Govt. Depot or (2) Depot-Keeper, or (3) A hotel or club licensee and the name of the depot, hotel or club, as the case may be.	Remarks.
	Spirits-Wine Fermented liquors.				
1	2		3	4	5

G. N., R. D., No. 2843/49, dated 8th April 1950 (B. G., Pt. IV-B, p. 692). S. 143.

Bombay Perfumed Spirits and Toilet Preparations (Sale) Rules, 1950.

Amended by G. N., R. D., No. 8081/45 (i), dated 11th August 1950.
Amended by G. N., R. D., No. 10184/45 (e), dated 21st September 1950.

Whereas the Government of Bombay is satisfied that it is necessary to make and to bring into force the following rules at once without previous publication ;

Now, therefore, in exercise of the powers conferred by section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and of all other powers enabling it in this behalf, the Government of Bombay is pleased to make the following rules, namely :—

1. *Title.*—These rules may be called the Bombay Perfumed Spirits and Toilet Preparations (Sale) Rules, 1950.

2. *Extent and commencement.*—(1) These rules shall extend to the whole of the State of Bombay.

(2) They shall come into force at once.

3. *Definitions.*—In these rules, unless there is anything repugnant in the subject or context,—

(1) "Act" means the Bombay Prohibition Act, 1949 ;
(2) "essences" means essences containing alcohol ;
(3) "Form" means a form appended to these Rules ;
(4) "licence" means a licence granted under rule 5 ;
(5) "licensed premises" means the premises in respect of which a licence is given under rule 5 and includes a ware-house of a licensee approved by the Collector ;
(6) "licensee" means a person who has been granted a licence under rule 5 ;
(7) "pass" means a pass granted under the Act or the rules, regulations or orders made thereunder ;
(8) "perfumed spirits" means liquid perfumes containing alcohol and includes Eau-de-Cologne ;
(9) "spirituous toilet preparations" means liquid toilet preparations containing alcohol.

4. *Application for licence.*—Any person desiring to sell perfumed spirits, spirituous toilet preparations or essences shall apply to the Collector for a licence to sell such spirits, preparations or essences. The application shall contain the following particulars, namely :—

(*i*) Name and address of the applicant ;

(*ii*) Location of the shop or premises where perfumed spirits, spirituous toilet preparations and essences will be sold with the name of the building and the name of street, town or village, as the case may be ;

(*iii*) Whether the applicant held any licence in the past to sell any kind of perfumed spirits, toilet preparations or essences. If so, the period during which such licence was held.

5. *Grant of licence.*—On receipt of the application, the Collector may make inquiries for verification of the details stated in the application and also such other inquiries as he deems necessary. If he is satisfied that there is no objection to grant the licence applied for he may grant the applicant a licence in form S. M. P. III on payment of such fee as may be prescribed by the Director under the Act.

6. *Duration of licence.*—No licence under rule 5 shall be granted for a period exceeding one year and in no case shall such period extend beyond 31st March next follwing the date of the commencement of the licence.

7. *Kinds of perfumes which can be kept and sold.*—No intoxicant other than perfumed spirits, spirituous toilet preparations or essences shall be sold by the licensee.

8. *Source of supply.*—(1) The licensee shall not obtain any perfumed spirits, spirituous toilet preparations or essences required by him except from a licensed manufacturer or dealer in the State of Bombay or from a Customs House or from any other State in India and except in accordance with the rules, regulations and orders made under the Act.

(2) The licensee shall preserve the invoices, cash memos, passes and other documents relating to the consignments of perfumed spirits, spirituous toilet preparations or essences received by him for a period of one year from the date of their receipt.

9. *What perfumed spirits and toilet preparations shall not be kept or sold.*—The licensee shall not keep in his licensed premises any perfumed spirits, spirituous toilet preparations or essences which have not been lawfully obtained, transported or imported.

10. *Limit of sales.*—(1) The licensee shall not sell to any person on any one day any kind of perfumed spirits, spirituous toilet preparations or essences in excess of such quantity as may be prescribed by the Director under the Act.

(2) Notwithstanding anything contained in this rule the licensee may sell perfumed spirits, spirituous toilet preparations or essences in any quantity to a person holding a licence under rule 5 or to a Registered Medical Practitioner or to a person in charge of a hospital or dispensary.

(3) All such sales of perfumed spirits, spirituous toilet preparations or essences shall be made subject to the issue of an invoice or a cash memo. The original copy of such invoice or cash memo shall be sent along with the consignment and the duplicate shall be preserved by the licensee for the period of one year from the date of the sale. The cash memo or invoice shall show the name and address of the purchaser and the quantity of perfumed spirits, spirituous toilet preparations or essences sold by the licensee.

11. *Regulation of business of licensee.*—(1) The licensee shall carry on his business under the licence either personally or by an agent or servant duly authorised by him in this behalf.

(2) The licensed premises and all perfumed spirits, spirituous toilet preparations or essences, therein contained shall at all times be open to inspection by any officer empowered under section 122 of the Act.

(3) The licensee shall, when so required by any Prohibition Officer not below the rank of a Sub-Inspector of Excise, give an explanation in writing regarding any irregularity detected at his licensed premises and shall furnish any information regarding the management of the said premises. He shall answer all questions put to him to the best of his knowledge and belief. He shall also, if so required allow any officer empowered under section 122 of the Act to take samples of perfumed spirits, spirituous toilet preparations or essences free of cost, for analysis.

(4) The licensee shall provide a visit-book paged and stamped with the seal of the Collector in which visiting officers may record any remarks when inspecting the licensed premises. The licensee shall, on the termination of the period of the licence, deliver up the visit-book, the accounts and the licence to the local Excise Inspector.

(5) No person shall be recognised as the partner of the licensee for the purpose of this licence, unless the partnership has been declared to the Collector before the licence is granted and the names of the partners have been entered jointly in the licence, or if the partnership is entered into after the granting of the licence unless the Collector agrees, on applicaton made to him, to alter the licence and add the name of the partner in the licence.

12. *Licensee to abide by provisions of Act.*—(1) The licensee shall comply with all lawful orders and directions issued from time to time by the Director, Collector or Superintendent of Excise.

(2) He shall abide by the provisions of the Act and the rules, regulations and orders made thereunder and the conditions of the licence and shall give an undertaking to that effect.

(3) [*Deleted.*]

FORM S.M.P. III.

GOVERNMENT COAT OF ARMS.

Licence for the sale of perfumed spirits, spirituous toilet preparations and essences.

Licence is hereby granted, under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder to .....of..... .....(hereinafter referred to as "the licensee"), on payment of a licence fee of Rs..... authorising him to sell perfumed spirits, spirituous toilet preparations, and essences (hereinafter referred to as "the said articles") at his shop situated at.....(hereinafter referred to as "the licensed premises") during the period from ....to.....subject to the conditions stated below :—

1. The licensee shall not keep or sell the said articles at any place other than the licensed premises : Provided that the licensee may store the said articles in his warehouse situated at.....

2. The licensee shall not keep in the licensed premises intoxicants of any kind which he is not authorised to sell under this or any other licence.

3. The licensee shall keep affixed to the licensed premises a signboard showing the name of the shop.

4. The licensee shall display the licence at a conspicuous place in the licensed premises.

5. The licensee, his heirs, legal representatives or assigns shall have no claim whatsoever to the continuance or renewal of this licence after the expiry of the period for which it is granted. It shall be entirely within the discretion of the Collector to permit or not the assignee of the licensee, in case of sale or transfer and the heir or legal representative of the licensee, in case of death, to have the benefit of the licence for the unexpired portion of the term for which it is granted.

6. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Bombay Prohibition Act, 1949.

Granted this.....day of.....195 .

Seal of the Collector.

Collector of.....

S. 143.

Bombay Spirituous Medicinal Preparations (Sale) Rules, 1950.

G. N., R. D., No. 2843/49, dated 11th April 1950 (B. G., Pt. IV-B, p. 702).

Amended by G. N., R. D., No. 8081/45 (i), dated 11th August 1950.

Amended by G. N., R. D., No. 10484/45 (f), dated 21st September 1950.

Whereas the Government of Bombay is satisfied that it is necessary to make and to bring into force the following rules at once without previous publication;

Now, therefore, in exercise of the powers conferred by section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and of all other powers enabling it in this behalf the Government of Bombay is pleased to make the following rules, namely :—

1. *Title.*—These rules may be called the Bombay Spirituous Medicinal Preparations (Sale) Rules, 1950.

2. *Extent and commencement.*—(1) These rules shall extend to the whole of the State of Bombay.

(2) They shall come into force at once.

3. *Definitions.*—In these rules, unless there is anything repugnant in the subject or context,—

(1) "Act" means the Bombay Prohibition Act, 1949;

(2) "asava" or "arishta" means a medicinal preparation in liquid form which contains alcohol generated by a process of fermentation and which is prepared in accordance with the Ayurvedic System of Medicine;

(3) "Form" means a form appended to these rules;

(4) "licence" means a licence granted under these rules;

(5) "licensed premises" means the premises in respect of which a licence has been granted under these rules and includes a warehouse of a licensee approved by the Collector;

(6) "medical prescription" means a prescription in writing issued by a registered medical practitioner;

(7) "medicated tonic" or "medicated wine" means a mixture or compound of any spirit or wine with medicinal substances, whether the wine is fortified with spirit or not and includes medicated bitters;

(8) "registered medical practitioner" means—

(*a*) a medical practitioner registered under the Bombay Medical Act, 1912, or

(*b*) a medical practitioner registered or entered on the list under the Bombay Medical Practitioners' Act, 1938;

(9) "Spirituous medicinal preparation" means any medicinal preparation in liquid form containing alcohol and includes a medicated tonic, medicated wine, an Asava and Arishta;

(10) words and expressions not defined in these rules shall have the meanings respectively assigned to them in the Act.

PART I.—*Licence for sale of Spirituous Medicinal Preparations.*

4. *Application for licence to sell spirituous medicinal preparations.*—Any person desiring to sell spirituous medicinal preparations shall apply to the Collector for a licence. The application shall contain the following particulars, namely :—

(*i*) Name and address of the applicant;

(*ii*) Location of the shop or premises where spirituous medicinal preparations will be sold with the name of the building and the name of street, city, town or village, as the case may be;

(*iii*) Whether the applicant held any licence in the past to sell any kind of spirituous medicinal preparations; and if so, the year and the period during which such licence was held.

5. *Grant of licence.*—On receipt of the application the Collector may make inquiries for verification of the details stated in the application and also such other inquiries as he deems necessary. If he is satisfied that there is no objection to grant the licence, he may grant the applicant a licence in form "S. M. P. I" on payment of such fee as may be prescribed by the Director under the Act.

6. *Duration of licence.*—A licence under rule 4 shall not be granted for a period beyond 31st March next following the date from which it commences and in no case shall such licence be granted for a period exceeding one year.

7. *Source of supply.*—(1) No person holding a licence under rule 5 shall obtain any spirituous medicinal preparation except from a licensed manufacturer or dealer in the State of Bombay or from a Customs House or from any other place in India outside the State of Bombay and except in accordance with the rules, regulations and orders made under the Act.

(2) The licensee shall preserve the invoices and cash memos, passes and other documents relating to the consignments of spirituous medicinal preparations received by him, for a period of one year from the date of receipt of such consignments.

8. *What spirituous medicinal preparations shall not be kept or sold.*—The licensee shall not keep in his licensed premises any spirituous medicinal preparations which have not been lawfully obtained, transported or imported.

9. *Spirituous medicinal preparations which licensee shall not sell.*—The licensee shall not sell medicated tonics or medicated wines containing more than 10 per cent. of alcohol (or containing alcohol in strength more than 17·5 per cent. proof spirit) except those which are classified as spirituous medicinal preparations and regulated as such under the Drugs Act, 1940.

10. *Sale of spirituous medicinal preparations on production of medical prescription.*—Subject to the provisions of rule 9 the licensee shall not sell the following spirituous medicinal preparations to any person unless he produces a medical prescription in that behalf, namely :—

(*a*) medicated tonics and medicated wines ;

(*b*) asavas and arishtas specified in the Schedule hereto annexed ;

(*c*) any other spirituous medicinal preparations containing more than 10 per cent. of alcohol (or containing alcohol in strength more than 17·5 per cent. of proof spirit) which are intended for internal use :

Provided that the following spirituous medicinal preparations may be sold to any person without the production by such person of any medical prescription, namely :—

(1) Chlorodyne.

(2) Camphorodyne.

(3) Ear Drops.

(4) Tooth-ache Drops.

(5) Cholera Mixture.

(6) Pain Killer.

(7) Tincture Iodine.

(8) Tincture Benzoin.

11. *Sales of spirituous medicinal preparations to certain persons.*—(1) Notwithstanding anything contained in rule 10, the licensee may sell any spirituous medicinal preparations without the production of any medical prescription to—

(1) a person holding licences under rule 5 ;

(2) a person in charge of a hospital or dispensary ;

(3) a registered medical practitioner :

provided that he signs the entries pertaining to the purchase of such preparations in the seller's or dealer's book.

(2) All sales made under sub-rule (1) shall be subject to the issue of invoices or cash memos the original of which shall be sent along with the consignments and the duplicate shall be preserved by the licensee for a period of one year from the date of sale. The cash memo or invoice shall show the name and address of the purchaser and the particulars of the spirituous medicinal preparations sold.

12. *Preservation of prescriptions.*—The licensee shall preserve all medical prescriptions presented to him for the purchase of the spirituous medicinal preparations for period of one year from the date of the sale.

13. *Regulation of the business of the licensee.*—(1) A licensee holding a licence under rule 5 may carry on his business under the licence either personally or by an agent or servant duly authorised by him in that behalf.

(2) The licensee shall maintain such accounts and shall furnish such returns to the Collector as may be prescribed by the Director under the Act.

(3) The licensed premises and all spirituous medicinal preparations therein contained shall at all times be open to inspection by any officer empowered under section 122 of the Act.

(4) The licensee shall, when so required by any Prohibition Officer not below the rank of a Sub-Inspector of Excise, give an explanation in writing regarding any irregularity detected at his licensed premises and shall furnish any information regarding the management of the said premises. He shall answer all questions put to him to the best of his knowledge and belief. He shall also, if so required, allow any officer empowered under section 122 of the Act to take samples of spirituous medicinal preparations free of cost for analysis.

(5) The licensee shall provide a visit book paged and stamped with Collector's seal in which visiting officers may record any remarks when inspecting the licensed premises. The licensee shall, on the termination of the period of his licence, deliver up the visit book, the accounts, and the licence to the local Excise Inspector.

(6) No person shall be recognised as the partner of the licensee for the purpose of this licence, unless the partnership has been declared to the Collector before the licence is granted and the names of the partners have been entered jointly in the licence, or if the partnership is entered into after the granting of the licence unless the Collector agrees, on application made to him, to alter the licence and add the name of the partner in the licence.

14. *Licensee to abide by the provisions of the Bombay Prohibition Act, 1949.*— (1) A licensee holding a licence under rule 5 shall comply with all orders and directions issued from time to time by the Director, Collector or Superintendent of Excise.

(2) The licensee shall abide by the provisions of the Act and the rules, regulations and orders made thereunder and the conditions of the licence and shall give an undertaking to that effect.

(3) *Deleted.*

PART II.—*Licence to Registered Medical Practitioners and persons in charge of hospitals and dispensaries for dispensing spirituous medicinal preparations.*

15. *Application for licence for dispensing spirituous medicinal preparations.*—Any registered medical practitioner or any person in charge of a hospital or dispensary desiring to dispens spirituous medicinal preparation shall apply to the Collector for a licence for disp nsing spirituous medicinal preparations. The application shall contain the following particulars :—

(*i*) Name and address of the applicant ;

(*ii*) Where the applicant is a registered medical practitioner, his registration number and the name of the authority by which he has been registered ;

(*iii*) Where the applicant is an officer in charge of a hospital or dispensary, his designation and the name of the hospital or dispensary of which he is in charge.

16. *Grant of licence.*—On receipt of an application under rule 15, the Collector may make inquiries for verification of the details stated in the application and also such other inquiries as he deems necessary. If he is satisfied that there is

no objection to grant the licence applied for, he may grant the applicant a licence in form S.M.P. II on payment of such fee as may be prescribed by the Director under the Act.

17. *Duration of licence.*—No licence granted under rule 16 shall be granted for a period beyond 31st March next following the date from which it commences and in no case shall uch licence exceed the period of one year.

18. *Source of supply.*—(1) No person holding a licence under rule 16 shall obtain any spirituous medicinal preparation except in accordance with the provisions of the rules, regulations and orders made under the Act.

(2) The licensee shall preserve the invoices and cash memos, passes and other documents relating to the consignments of spirituous medicinal preparations received by him, for a period of one year from the date of receipt of such consignments.

19. *Inspection of licensed premises, etc.*—(1) The licensed premises and all spirituous medicinal preparations therein contained hall at all times be open to inspection by any officer empowered under section 122 of the Act.

(2) The licensee shall, when so required by any Prohibition Officer not below the rank of a Sub-Inspector of Excise, give an explanation in writing regarding any irregularities detected at his licensed premises and shall furnish any information regarding a management of the said premises. He shall answer all questions put to him to the best of his knowledge and belief. He shall also if so required allow any officer empowered under section 122 of the Act to take samples of spirituous medicinal preparations free of cost for analysis.

20. *Licensee to abide by the provisions of the Act.*—(1) The licensee shall comply promptly with all orders and directions issued from time to time by the Director Collector or Superintendent of Excise.

(2) The licensee shall abide by the provisions of the Act and the rules, regulations and orders made thereunder and the conditions of the licence and shall give an undertaking to that effect.

(3) [*Deleted.*]

FORM S. M. P. I.

GOVERNMENT COAT OF ARMS

Licence No.....

Licence for the sale of Spirituous Medicinal preparations.

Licence is hereby granted under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder to .....of..... (hereinafter referred to as " the licensee ") on payment of a licence fee of Rs..... authorising him, to sell spirituous medicinal preparations at his shop situated at .....(hereinafter referred to as " the licensed premises ") during the period from..... .....to.....on the following conditions, namely :—

CONDITIONS.

1. The licensee shall not keep or sell spirituous medicinal preparations at any place other than the licensed premises ; Provided that he may, with the permission of the Collector, store spirituous medicial preparations, in his warehouse situated at.....

2. The licensee shall not keep in the licensed premises any intoxicants which he is not authorised to sell under this licence or under the said Act.

3. The licensee shall keep affixed to the licensed premises a signboard showing the name of the shop.

4. The licensee shall display the licence at a conspicuous place in the licensed premises.

5. The licensee, his heirs, legal representatives or assigns shall have no claim whatsoever to the continuance or renewal of this licence after the expiry of the period for which it is granted. It shall be entirely within the discretion of the Collector to permit or not the assignee of the licensee, in case of sale or transfer, or the heir or legal representative of the licensee, in case of death, to have the benefit of the licence for the unexpired portion of the term for which it is granted.

6. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the said Act.

Dated..... Collector of.....

Seal of the Collector.

FORM S. M. P. II.

GOVERNMENT COAT OF ARMS

Licence No.....

Licence to Registered Medical Practitioners and persons in charge of hospitals or dispensaries for dispensing Spirituous Medicinal Preparations.

Licence is hereby granted under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder to .....of..... (hereafter referred to as " $\frac{\text{Medical Practitioner}}{\text{person in charge}}$ " on payment of a licence fee of Rs..... .....authorising him to dispense spirituous medicinal preparations at $\frac{\text{his dispensary}}{\text{the hospital or dispensary}}$ situated at ..... (hereinafter referred to as " the licensed premises ") during the period from..... .....to.....subject to the following conditions, namely :—

(1) $\frac{\text{The Medical Practitioner}}{\text{Person in charge}}$ shall not keep in the licensed premises any intoxicants which he is not authorised to dispense or keep under this licence or under the said Act.

(2) This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the said Act.

Dated..... Collector of .....

Seal of the Collector.

SCHEDULE.

List of Asavas and Arishtas.

1. Ahiphenasava
2. Chakrasandhanam (Small).
3. Chakrasandhanam (Large).
4. Chakrasandhanam (Medium).
5. Chakrasandhanam (Ordinary).
6. Drakshristha.
7. Drakshasava.
8. Ekshwasawa.
9. Gandeeradyarishta.
10. Gondikadrone.
11. Gudatakrayoga.
12. Jambuwasava.
13. Hapushrishta.
14. Kubjasava.
15. Kharjoorasava.
16. Kajoophalasava.
17. Mridweekasawa.
18. Madhushukrayoga.
19. Madhwarishta.
20. Mahadrakshasava.
21. Mritashajeewanisura.
22. Mastwasava.
23. Madhwasava.
24. Narikelasava.
25. Panchsayak.
26. Rasonnasura.
27. Sharkarasava.
28. Sookshmailadyarishta.

G. N., R. D., No. 2843/49, dated 13th April 1950 (B. G., Pt. IV-B, p. 722). S. 143.

Whereas the Government of Bombay is satisfied that it is necessary to bring the following rule into force at once ;

Now, therefore, in exercise of the powers conferred by section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Bombay is pleased to make the following rule, namely :—

The form of pass for the transport of foreign liquor from a depot established under the Bombay Foreign Liquor Rules, 1950, to the premises of a person holding a permit, other than a tourist interim permit or an emergency permit, under the said rules, shall be in the Form hereto annexed.

FORM OF TRANSPORT PASS.

ORIGINAL.

PERMIT No.

Seal of the Superintendent of Prohibition and Excise.

Pass for the transport of foreign liquor from the depots established under the Bombay Foreign Liquor Rules, 1950, to the premises of a person holding a permit under the said rules.

Name and address of the licensed or Government depot.
Name in full of the person authorised to transport foreign liquor.
Number and kind of permit.
Quantity and description of foreign liquor to be transported.
Place to which foreign liquor is to be transported (Full address to be given).

This pass shall be valid till the midnight of.....

Dated

Signature of the depot keeper or his authorised servant or of the Officer i/c of a Government depot.

1. This pass is not transferable.
2. This pass shall accompany the foreign liquor to be transported.

G. N., R. D., No. 7167/39, dated 4th May 1950 (B. G., Pt. IV-B, p. 817). S. 143. Bombay Sacramental Wine Rules, 1950.

Amended by G. N., R.D., No. 8081/45 (i), dated 11th August 1950.

Amended by G. N., R D., No. 10484/45 (g), dated 1st September 1950.

Whereas the Government of Bombay considers that the rules hereinafter appearing should be brought into force at once ;

Now, therefore, in exercise of the powers conferred by section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and of all other powers enabling it in this behalf, the Government of Bombay is pleased to make the following rules, namely :—

1. (1) These rules may be called the Bombay Sacramental Wine Rules, 1950.
(2) They shall extend to the whole of the State of Bombay.
(3) They shall come into force at once.

2. In these rules, unless there is anything repugnant in the subject or context—

(1) " Act " means the Bombay Prohibition Act, 1949 ;

(2) " authorisation " means an authorisation granted under rule 4 ;

(3) " Form " means a form appended to these rules ;

(4) " household " means a group of persons residing and messing jointly as the members of one domestic unit.

(5) " liquor " means country liquor of a strength not exceeding 20 per cent. of proof spirit ;

(6) " wine " means any wine, known by the name of Mass Wine or sacramental wine or by any other name which is used for sacramental purposes, of a strength not exceeding 20 per cent. of proof spirit ;

(7) Words and expressions not defined in these rules shall have the meanings respectively assigned to them in the Act.

3. Any person who according to the religious tenets of the community to which he belongs is required to use wine or liquor for sacramental purposes and who desires to possess, consume or use wine or liquor for such purposes shall make an application to the Collector in Form S.W./A-1 for an authorisation. The application shall be accompanied by a certificate of recommendation granted by the religious head of the community to which the applicant belongs and who is approved by the State Government for the purpose under section 45 of the Act or where there is no such religious head of the community, by a member of the community to which the applicant belongs and who is approved by the State Government under section 45 of the Act. If the applicant is himself such religious head or the person approved under section 45 of the Act he shall make an application direct to the Collector stating that he is such religious head or the person approved under section 45 of the Act.

4. On receipt of the application and the certificate of recommendation, the Collector may make such enquiries as he may deem necessary and if he is satisfied that there is no objection to grant the authorisation applied for, he may grant an authorisation in Form S.W. I on payment of such fee as may be prescribed by the Director under the Act.

5. No authorisation shall be granted for a period of more than one year at a time and in no case shall it extend beyond 31st March next following the date of the commencement of the licence.

6. No authorisation shall be granted to any applicant for a quantity exceeding that specified in the certificate of recommendation and in no case shall it be granted to such applicant exceeding such quantity as the Director may determine in this behalf.

7. Wine or liquor required by a person holding an authorisation under rule 4 shall not be obtained from any place except from a Government or licensed depot or from a licensed manufacturer of sacramental wine.

8. A person holding an authorisation under rule 4 shall get all purchases of wine or liquor, as the case may be, entered by the depot-keeper, the Officer in-Charge of the depot, or licensed manufacturer of sacramental wine, as the case may be, in his authorisation.

9. The privilege of purchase, transport and possession of wine or liquor granted under the authorisation shall extend only so far as it is incidental to the use or consumption of such wine or liquor in accordance with these rules and the conditions of the authorisation.

10. Any wine or liquor purchased under an authorisation shall be used solely for sacramental purposes.

11. No licence, permit, pass or authorisation shall be necessary for the consumption or use by any person of wine or liquor for sacramental purpose if such wine or liquor is given to him by a person holding an authorisation under rule 4 in accordance with the conditions of the authorisation.

FORM S.W./A-1.

APPLICATION No. .....

Application for an authorization to possess, consume and use wine/liquor for sacramental purposes.

1. Name and address of the applicant ...
2. Age ...
3. (*a*) Community to which the applicant belongs ...
   (*b*) Religion and sect ...
4. *Whether the applicant holds any religious office. If so, the nature or description of such office or designation.
5. Total quantity of wine/liquor to be used ...
6. Place where the wine/liquor is to be kept ...
7. Place where the wine/liquor is to be used ...
8. The occasions on which religious ceremonies are to be performed requiring the use of wine/liquor.
9. Whether any such authorization was held during a period of three years immediately before the date of the application and if so, (1) the number and date of such authorization together with the quantity of wine/liquor permitted each year.
   (2) (*a*) Whether the wine/liquor used during the period of three years immediately before the date of the application was imported wine/liquor or locally manufactured wine/liquor.
   (*b*) The place from where such wine/liquor was obtained.
   (*c*) Evidence, if any, in support of the quantity of wine/liquor so purchased during each of the three years.

I hereby undertake to abide by the provisions of the Bombay Prohibition Act, 1949, the rules, regulations and orders made thereunder and the conditions of the authorization.

Place .....

Date .....

Signature of the Applicant.

Submitted to the Collector of through** (**_Foot note._—State here the name, designation and address of the religious head who exercises control over sacramental matters relating to the community to which the applicant belongs and who has been approved by the State Government under section 45 of the Act for the purpose. If there is no such religious head, the name of any member of the community who has been approved by the State Government under section 45 of the Act for the purpose may be stated here. In the case of an applicant who is himself such a religious head or an approved person he should submit the application duly certified by him to that effect.)

Recommendation of the religious head or the approved person.

.....

This is to certify that the † residing at belongs to (here state the community), and follows (here state the religion and sect) according to the religious tenets of which he has to perform religious ceremonies on the occasions cited in the application.

I have scrutinized the application and recommend that the applicant may be granted an authorization to use (here state the quantity) of wine/liquor for sacramental purposes at (here state the place) during the period from to 31st March 19

Date.....

Signature .....
Designation .....

To

The Collector of.....

* Strike off if not applicable.

† Here state name of applicant.

FORM S.W. I.

Authorisation No.....

(Crest)

Authorisation for the purchase, possession, consumption and use of wine and/or liquor for Sacramental purposes.

Authorization is hereby granted, under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), hereinafter referred to as the said Act) and the rules, regulations, and orders made thereunder, to.....of

.....in the district of .....who is a .....by religion and..... .....by profession on payment of a fee of Rs.....in advance, authorizing him to buy and transport to.....wine and/or liquor for sacramental purposes on.....*.....(hereinafter referred to as "the said premises") and to possess, consume and use such wine and/or liquor at the said premises during the period from .....to .....195 , in the district of .....† and also at any Church /Synagogue /Fire Temple situated in the same district †subject to the following conditions, namely:—

CONDITIONS.

1. The wine and/or liquor possessed under this authorization shall not be kept or used at any place other than at the said premises:

Provided that the holder of the authorization may transport any part of the wine at any place within the State of Bombay if the holder carries with him the authorization during the transport.

2. The holder of this authorization shall not purchase wine and/or liquor exceeding.....quart bottles in the aggregate.

3. The holder of this authorization shall not obtain his requirements of wine and/or iquor from any person except from a licensed manufacturer of sacramental wine or a licensed depot-keeper or the Officer-in-Charge of a Government depot. He shall not remove the wine and/or liquor so obtained to the said premises unless the quantity obtained has been entered in the atuhorization by the licensed manufacturer, depot-keeper or the Officer-in-Charge, as the case may be.

4. The wine and/or liquor possessed by the holder of this authorization shall not, save as otherwise provided in condition 1, be transported except under a valid transport pass: Provided that the holder of the authorization may transport, without any pass, any wine and/or liquor purchased by him from a licensed manufactory of a Government or licensed depot to the said premises if it is transported on the same day on which it is entered in his authorization.

5. The holder of this authorization shall not possess wine and/or liquor in a quanitity exceeding..... quart bottles, in the aggregate at any one time.

6. The holder of this authorization shall keep the stock of wine or liquor under look and key and only such quantity as is required for use in performing religious ceremonies on any of the occasions specified above may be drawn by him from such stock on that occasion.

7. The authorization, the said premises and the stock of wine and/or liquor kept therein shall be open to inspection by any officer empowered under section 77(*a*) of the said Act.

8. The holder of the authorization shall not deliver wine or liquor in his possession under the authorization to any person other than the person belonging to his religion and except for a sacramental purpose.

* Here specify occasions when use of wine or liquor or both is permitted.

† To be struck off where not necessary.

9. The holder of the authorization shall abide by the provisions of the said Act, the rules, regulations, and orders made thereunder and the conditions of this authorization.

10. The holder of the authorization shall comply with all lawful orders issued to him by the Director, Collector or the Superintendent of Excise.

11. The authorization shall be non-transferable.

12. This authorization may be suspended or cancelled in accordance with the provisions of section 54 of the said Act.

13. In case this authorization is suspended or cancelled during its currency or is not renewed on its expiry, the whole of the unused stock of wine* and/or* liquor remaining in balance with the holder of the authorization on the date of such suspension, cancellation or non-renewal shall forthwith be surrendered by him to the Collector.

Granted this.....day of ....195 .

Collector of.....

Seal of the Collector.

Signature of the holder of this authorization.

*Strike off the words not required.

(Reverse of the authorization.)

Details of purchases made by the holder of the authorisation.

Total quantity of wine and/or liquor allowed to be purchased, during the period of the authorization. } Quart bottles.

Date of purchase.	Quantity purchased.		Progressive total of the quantity of wine and/or liquor purchased up-to date from the date of commencement of the authorization.	Quantity of wine and/or liquor which can be purchased during the remaining period of the authorisation.	Name of the licensed manufactory or Government or licensed depot from where purchased.	Signature of the licensed manufacturer or depot-keeper or the Officer-in-charge of the Government Depot.
	Wine	Liquor				

G. N., R. D., No. 7167/39(a), dated 4th May 1950 (B. G., Pt. IV-B, p. 824). S. 143.

Amended by G.N., R.D., No. 8081/45 (i), dated 11th August 1950.

Bombay Sacramental Wine Manufacturing Rules, 1950.

Whereas the Government of Bombay considers that the rules hereinafter appearing should be brought into force at once ;

Now, therefore, in exercise of the powers conferred by section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and of all other powers enabling it in this behalf, and in supersession of Government Notification, Revenue Department, No. 7167/39, dated 18th May 1943, the Government of Bombay is pleased to make the following rules, namely :—

1. (1) These rules may be called the Bombay Sacramental Wine Manufacturing Rules, 1950.

(2) They shall extend to the whole State of Bombay.

(3) They shall come into force at once.

2. In these rules, unless there is anything repugnant in the subject or context,—

(1) " Act " means the Bombay Prohibition Act, 1949 ;

(2) " authorization " means an authorization granted under the Bombay Sacramental Wine Rules, 1950 ;

(3) " Bishop " means a priest of the Roman Catholic Church consecrated as a Governor of a diocese ;

(4) " Form " means a form appended to these rules ;

(5) " Inspector " means an Inspector or a Sub-Inspector of Excise in charge of the taluka or division in which the manufactory is situateed ;

(6) " licence " means a licence granted under rule 4 ;

(7) " licensee " means a person who has been granted a licence under rule 4 ;

(8) " manufactory " means the room or building wherein the manufacture of sacramental wine is permitted under a licence ;

(9) " Officer-in-Charge " means a Prohibition Officer appointed for the purpose of supervising the operations at a manufactory ;

(10) " sacramental wine " means wine required for offering the Holy Sacrifice of Mass in a Roman Catholic Church or for use by any person for sacramental purposes and prepared from raisins at a manufactory in accordance with the provisions of these rules ;

(11) words and expressions not defined in these rules shall have the meanings respectively assigned to them in the Act.

3. (1) Any regional head of a religion or religious sect desiring to manufacture and sell sacramental wine shall make an application to the Collector for a licence. The application shall contain the following particulars, namely :—

(1) Name and address of the applicant ;

(2) Place where sacramental wine is to be manufactured ;

(3) Description and plan in duplicate of the manufactory ;

(4) A statement in triplicate specifying the number, size and description of the fermenting, filtering and settling vessels and such other permanent apparatus as are proposed to be used in the manufactory ;

(5) A statement showing the maximum quantity of sacramental wine proposed to be manufactured at the man ufactory during the currency of the licence ;

(6) A statement showing the region to which the sacramental wine will be distributed after manufacture together with the number and names of persons with their designations in the region and the quantity of sacramental wine to be distrbuted to each such person ;

(7) Whether sacramental wine was manufactured in the manufactory in the past an d if so, the period during which, sacramental wine was manufactured and the quantity thereof ; and the number and names of places and persons and quantities of sacramental wine distributed to them.

(2) The applicant shall also give an undertaking to the effect that he shall abide by the provisions of the Act and the rules, regulations and orders made thereunder and the conditions of the licence.

Explanation.—For the purposes of this rule the head of a religion or a religious sect shall include a bishop.

4. On receipt of the application the Collector may make such inquires as he deem necessary, and if he is satisfied that the manufactory and the apparatus are suit for the manufacture of sacramental wine and that there is no objection to grant the licence, he may, with the previous approval of the Director, grant a licence to the applicant in form S.W.-II, on payment of such fee as may be prescribed by the Director under the Act. He shall retain the originals of the description, plan and statements referred to in rule 3, forward the duplicates thereof with a copy of the licence to the Officer-in-Charge concerned and return the triplicates, if any, to the licensee.

5. No licence shall be granted for a period of more than one year at a time and in no case shall such period extend beyond 31st March next following the date of the commencement of the licence.

6. A licence may be granted for such quantity as may be fixed by the Collector having regard to the maximum quantity of sacramental wine, if any, manufactured by the applicant and specified by him in his application.

7. The licensee shall carry out all the operations connected with the manufacture of sacramental wine at the manufactory under the supervision of the Officer-in-Charge.

8. The licensee shall use only raisins as base for the manufacture of sacramental wine without adding any sugar, fermenting agent or other substance either before, at the time of, or after fermentation.

9. The licensee shall adopt the following process for manufact uring sacramenta wine, namely :—

The licensee shall—

(*a*) put raisins into a receptacle, preferably a cask, cut into two halves ;

(*b*) wash them if dirty ;

(*c*) add water to raisins in proportion of not less than 11 : 10 (thus 22 gallonsl or more of water for 200 pounds of raisins) ;

(*d*) leave the raisins in the water and crush them after 48 hours ;

(*e*) put the raisins in the cask for fermentation ;

(*f*) stir the fresh crushed juice of raisins, hereinafter called "must" with a clean stick once a days during fermentation ;

(*g*) draw off the wine after fifteen day of fermentation ;

(*h*) pour it into a vat prepared for filtration ;

(*i*) filter it with white sack-cloth (Dutch system) ;

(*j*) pour it into a cask after filtration ;

(*k*) if the cask is not filled up to the brim with wine, burn some sulphur in the empty space ;

(*l*) after a short time, draw the wine off and bottle it.

10. The licensee shall, before proceeding with the manufacture of sacramental wine, send an intimation in form 'A' to the Officer-in-Charge and shall forward a copy thereof to the Collector of the district and the Excise Inspector of the taluka concerned.

11. The licensee shall on demand by the Officer-in-Charge permit samples to be taken for analysis free of cost of the raisins and the water used and of must and sacramental water manufactured at the manufactory.

12. (1) The licensee shall destroy all sacramental wine which, on analysis, is found to be deteriorated or unfit for human consumption in accordance with the orders of the Collector.

(2) The licensee shall not manufacture sacramental wine of a strength exceeding 20 per cent. of proof spirit.

13. (1 The licensee shall not issue any sacramental wine unless he sends previous intimation in form 'B' to the Treasury Officer concerned or the Chief Account Officer of Excise, Bombay, as the case may be he shall forward a copy thereof to the Collector of the district and the Officer-in-Charge.

(2) The licensee shall pay into Government treasury the amount of excise duty, pass (vend) fee and special fee under the Act in respect of the sacramental wine to be issued from the manufactory and shall present to the Officer-in-Charge a copy of the chalan in token of the payment.

14. The licensee shall not issue any quantity of sacramental wine from the manufactory unless he has paid thereon the excise duty, pass (vend) fee and special fee at the rates on force in the date of its issue.

15. The licensee shall not use, distribute or sell sacramental wine manufactured at the manufactory to any person who does not hold an authorization.

16. The licensee shall not issue sacramental wine to any holder of an authorization unless the holder has got a balance of sacramental wine remaining unpurchased against his authorization. The licensee shall on each occasion enter in the authorization the details of the sale of sacramental wine and sign below such entry.

17. The licensee shall distribute sacramental wine according to the directions of the Director.

18. (1) Except as permitted under an authorization sacramental wine shall not be removed except under a transport pass in Form S. W. III.

(2) The transport pass shall be made out in quintuplet which shall be dealt with as under—

Part I shall be retained by the Officer-in-Charge ;

Parts II, III and IV shall be given to the licensee ; and

Part V shall be sent by the Officer-in-Charge to the Excise Inspector at the place of destination.

(3) The licensee shall retain Part II for his record and forward Parts III and IV along with the consignment to the person receiving the consignment. The person receiving the consignment shall retain Part IV and return Part III with his acknowledgement to the Officer-in-Charge who shall file it with the Part I.

19. (1) The licensee shall maintain such accounts and shall furnish such returns as may be prescribed by the Director under this Act.

(2) The licensee shall keep at the manufactory a chart in form 'C' showing the monthly outturn and issue of sacramental wine in each year and also a visit book wherein inspecting Officers may record their remarks.

20. The licensee shall hand over the accounts maintained by him, the chart and the visit book to the Collector on the expiry of the licence period or on the cancellation or suspension of his licence, as the case may be.

21. The accounts, the chart, the stock of wine and the manufactory shall be open for inspection at all reasonable hours by a Prohibition Officer empowered under section 122 or 77(*a*) of the Act.

22. The licensee shall keep the manufactory and the premises connected therewith in a clean condition.

23. Sacramental wine may be manufactured by or on behalf of Government and the provisions of these rules shall, so far as may be, apply to such manufacture :

Provided that no licence shall be necessary for the manufacture, storage or supply of sacramental wine by or on behalf of Government.

FORM S. W. II.

(Crest)

Licence No.....

Licence for the manufacture of sacramental wine.

Licence is hereby granted, under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and the rules, regulations and orders made thereunder, to....., at.....
(hereinafter referred to as "the licensee"), on payment of a fee of Rs....., authorising him to manufacture and sell sacramental wine at his manufactory

situated at.....(hereinafter referred to as "the said manufactory") during the period from .....to.....subject to the following conditions, namely :—

CONDITIONS.

1. The licensee shall not manufacture sacramental wine except at the said manufactory and under the supervision of the Officer-in-Charge.

2. The licensee shall, if the Director so directs, pay the costs of supervision of the Officer-in-Charge. The licensee shall not manufacture sacramental wine at the said manufactory exceeding.....gallons during the period of the licence.

3. The licensee shall not carry out any alterations in the said manufactory except with the previous sanction of the Collector.

4. The licensee shall hang up the licence in a conspicuous place in the said manufactory.

5. The said manufactory shall, when not in use, be kept closed under separate locks and keys of the Officer-in-Charge and the licensee.

6. The licensee may authorise in writing a priest to work on his behalf but both the licensee and the priest shall be responsible for the operations connected with the manufacture, storage and sale of sacramental wine carried out at the said manufactory.

8. This licence may be suspended or cancelled in accordance with the provisions of section 54 or 56 of the Bombay Prohibition Act, 1949.

9. In case the licence is suspended or cancelled during the currency of licence period or is not renewed on its expiry, the whole stock of sacramental wine in balance with the licensee on the date of such suspension, cancellation or non-renewal, as the case may be, shall forthwith be surrendered by him to the Collector.

10. The licensee shall comply with all orders and instructions issued to him by the Director, Collector or the Superintendent of Excise.

11. The licersee shall abide by the provisions of the Bombay Prohibition Act, 1949, and the rules, regulations and orders made thereunder and the conditions of this licence.

Granted this.....day of.....195 .

Seal of the Collector.

Collector of.....

Signature of the licensee.

MO-V Bk H 765—8

FORM A.

(To be in quadruplicate. Original to be sent to the Officer-in-Charge, the duplicate to the Inspector, the triplicate to the Collector and the quadruplicate to be retained as office copy).

Intimation of manufacture.

To

The Officer-in-Charge.

Sir,

I have the honour to inform you that about.....gallons of " must " (fresh crushed juice of raisins) is going to be prepared in my manufactory situated at.....on.....when.....lbs. of water will be added to.....pounds of raisins. The fermentation is expected to start on.....and to be complete on..... The manufactured wine will be bottled on.....

Yours faithfully,

Signature of the Licensee.

Copy to :—
(1) the Excise Inspector of.....
(2) the Collector of.....

FORM B.

Intimation of issue of sacramental wine.

(To be printed in quadruplicate.)

To

The Chief Account Officer of Excise,
Bombay,

The Treasury Officer,.....

Sir,

I have the honour to inform you that.....gallons of sacramental wine are required for issue to.....of .....from my manufactory situated at .....

The sum of Rs.....being the amount of duty, pass (vend) fee and special fee at the rates of Rs....., respectively per imperial gallon, is sent herewith. Please pass me a chalan in duplicate in token of its receipt.

Yours faithfully,

Signature of the licensee.

Copy forwarded for information to :—
(1) the Officer-in-Charge,
(2) the Collector of .....

FORM S. W. III.

PART I.

Pass for transport of sacramental wine.

(To be retained by the Officer in-Charge for his record.)

1. Serial No.

2. Name and address of the licensee from whom the sacramental wine is to be transported.

3. Quantity of sacramental wine to be transported.

4. No. of $\frac{\text{authorisation}}{\text{licence}}$ held by the consignee.

5. Name and address of the consignee.

6. Route.

This pass is granted under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules made thereunder authorising the transport subject to the following conditions, namely :—

1. The consignment shall not be broken in transit.

2. This pass will remain in force upto.....195 .

Date.....

Signature and designation of the Officer issuing the pass.

Seal of the officer issuing the pass.

Compared with the Part II on.....195 .

Signature of the officer issuing the pass.

FORM S. W. III—*contd.*

PART II.

Pass for transport of sacramental wine.

(To be handed over to the licensee who shall retain for his record.)

1. Serial No.
2. Name and address of the licensee from whom the sacramental wine is to be transported.
3. Quantity of sacramental wine to be transported.
4. No. of $\frac{\text{authorisation}}{\text{licence}}$ held by the consignee.
5. Name and address of the consignee.
6. Route.

This pass is granted under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules made thereunder authorising the transport subject to the following conditions, namely:—

1. The consignment shall not be broken in transit.
2. This pass will remain in force upto .....195 .

Date.....

Signature and designation of the Officer issuing the pass.

Seal of the officer issuing the pass.

Issued the above quantity on.....195 .

Signature of the licensee.

FORM S. W. III—*contd.*

PART III.

Pass for transport of sacramental wine.

(To be handed over to the licensee who shall forward it along with part III to the consignee and the latter shall return it duly acknowledged to the issuing officer.)

1. Serial No.

2. Name and address of the licensee from whom the sacramental wine is to be transported.

3. Quantity of sacramental wine to be transported.

4. No of $\frac{\text{authorisation}}{\text{licence}}$ held by the consignee.

5. Name and address of the consignee.

6. Route.

This pass is granted under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules made thereunder authorising the transport subject to the following conditions, namely :—

1. The consignment shall not be broken in transit.

2. This pass will remain in force upto,.....195 .

Date.....

Signature and designation of the Officer issuing the pass.

Seal of the officer issuing the pass.

Received the above quantity on.....195 .

Signature of the consignee.

FORM S. W. III—*contd.*

PART IV.

Pass for transport of sacramental wine.

(To be handed over to the licensee to accompany the consignment and to be kept by the consignee for his record.)

1. Serial No.

2. Name and address of the licensee from whom the sacramental wine is to be transported.

3. Quantity of sacramental wine to be transported.

4. No. of $\frac{\text{authorisation}}{\text{licence}}$ held by the consignee.

5. Name and address of the consignee.

6. Route.

This pass is granted under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules made thereunder authorising the transport subject to the following conditions, namely :—

1. The consignment shall not be broken in transit.

2. This pass will remain in force upto.....195 .

Date.....

Signature and designation of the Officer issuing the pass.

Seal of the officer issuing the pass.

Received the above quantity on.....195

Signature of the consignee.

FORM S. W. III—*concld.*

PART V.

Pass for transport of sacramental wine.

(To be forwarded to the Excise Inspector at the palce of destination.)

1. Serial No.

2. Name and address of the licensee from whom the sacramental wine is to be transported.

3. Quantity of sacramental wine to be transported.

4. No. of $\frac{\text{authorisation}}{\text{licence}}$ held by the consignee.

5. Name and address of the consignee.

6. Route.

This pass is granted under and subject to the provisions of the Bombay Prohibition Act, 1949, and the rules made thereunder authorising the transport subject to the following conditions, namely:—

1. The consignment shall not be broken in transit.

2. This pass will remain in force upto.....195 .

Date.....

Signature and designation of the Officer issuing the pass.

Seal of the officer issuing the pass.

Verified the consignment on.....195 .

Signature of the Excise Inspector at the place of destination.

FORM

A chart showing the manufacture and sale of sacramental

at.....(village).....

Name of the licensee.....

From .....

to .....

Month	Monthly Outturn.									
	195 –195	195 –195	195 –195	195 –195	195 –195	195 –195	195 –195	195–195	195 –195	195 –195
	In the month. Progressive total upto the end of the month.	In the month. Progressive total upto the end of the month.	In the month. Progressive total upto the end of the month.	In the month. Progressive total upto the end of the month.	In the month. Progressive total upto the end of the month.	In the month. Progressive total upto the end of the month.	In the month. Progressive total upto the end of the month	In the month. Progressive total upto the end of the month.	In the month. Progressive total upto the end of the month.	In the month. Progressive total upto the end of the month.
	1	2	3	4	5	6	7	8	9	10
April										
May										
June										
July										
August										
September										
October										
November										
December										
January										
February										
March										

wine manufactured at the manufactory situated.

(*Taluka*).....(*District*)

Maximum quantity of sacramental wine permitted for manufacture during the period of the licence.....

Monthly Sale.										
195 -195	195 -195	195 -195	195 -195	195 -195	195 -195	195 -195	195 -195	195 -195	195 -195	Remarks.
In the month.	In the month.	In the month.	In the month.	In the month.	In the month.	In the month.	In the month.	In the month.	In the month.	
Progressive total upto the end of the month.	Progressive total upto the end of the month.	Progressive total upto the end of the month	Progressive total upto the end of the month.	Progressive total upto the end of the month	Progressive total upto the end of the month.	Progressive total upto the end of the month	Progressive total upto the end of the month.	Progressive total upto the end of the month.	Progressive total upto the end of the month	
1	2	3	4	5	6	7	8	9	10	

S. 143 Bombay Mhowra Flowers Rules, 1950.

G. N., R. D., No. 5735/49 (a), dated 27th June 1950(B. G., Pt. IV-B, p. 1451).

Amended by G. N., R. D., No. 10484/45 (*h*), *dated 21st September 1950.*

In exercise of the powers conferred by section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and in supersession of Government Notifications, Revenue Department, No. 1985-B, dated the 16th March 1893, and No. 10800/45(*a*), dated the 23rd May 1949, and of Commissioner of Excise, Bombay's Notification No. 23A-8/49, dated the 4th June 1949, the Government of Bombay is pleased to make the following rules, namely :—

1. (1) These rules may be called the Bombay Mhowra Flowers Rules, 1950.

(2) They extend to the whole of the State of Bombay and shall come into force at once.

2. In these rules unless there is anything repugnant in the subject or context—
(*a*) " Act " means the Bombay Prohibition Act, 1949 ;
(*b*) " Form " means a form appended to these rules ;
(*c*) " Recognised body " means a person or a body of persons or an institution, whether incorporated or not, recognised by the Commissioner of Prohibition and Excise as such for the purposes of these rules.

3. A licence for the possession or sale of mhowra flowers may be granted to a person who is eligible for the grant of such licence under Government Order in the Revenue Department No. 5735/49, dated 27th June 1950.

4. (1) Any person desiring to possess or sell mhowra flowers shall make an application to the Collector.
(2) An application for a licence to possess mhowra flowers shall contain the following particulars, namely :—
(*i*) the name and address of the applicant ;
(*ii*) the correct address of the place where mhowra flowers will be stored or used ;
(*iii*) the quantity of mhowra flowers which will be required for use per year in case of distillers and per month in the case of other persons ;
(*iv*) the period for whidh the licence is required ;
(*v*) the details of the use or uses to which the mhowra flowers will be put.
(3) An application for a licence to sell mhowra flowers shall contain the following particulars, namely :—
(*i*) the name and address of the applicant ;
(*ii*) the correct address of the place where mhowra flowers will be kept for sale ;
(*iii*) the total quantity of mhowra flowers to be stocked for sale during the course of the licence period ;
(*iv*) period for which the licence is required ;
(*v*) whether the applicant is a trader or owner of mhowra trees or a recognised body.

5. On receipt of an application under rule 4, the Collector shall make inquiries for verification of the particulars given in the application and such other inquiries as he deems necessary. If he is satisfied that there is no objection to grant the licence applied for he may grant the applicant the licence on payment of such fee as may be prescribed by the Commissioner under the Act. The licence for the possession of mhowra flowers shall be in Form M. F. I and the licence for the sale thereof shall be in Form M.F.II.

6. Before granting any licence under rule 5 the Collector shall, after making such enquiries as he deems necessary, fix the maximum quantity of mhowra flowers which the licensee may possess—

(i) during the period of the validity of the licence or at any one time ; and

(ii) in the case of a licence to be granted for the possession of mhowra flowers for *bona fide* use other than use in distillation during any one month.

7. Every licence shall be granted for one year commencing on the 1st day of April and ending on the 31st day of March next following and may be renewed thereafter for a period of one year on each occasion :

Provided that a licence granted for the first time under these rules may be granted at any time after the 1st day of April up to the 31st March next following ;

Provided further that a licence for the possession of mhowra flowers may be granted or renewed for a period of less than one year, as the Collector deems fit.

8. No permit for the collection of mhowra flowers shall be granted to any person unless—

(*a*) the mhowra flowers or the produce of trees belonging to him ; or

(*b*) such person is lawfully entitled to the ownership of mhowra flowers of trees not belonging to him.

9. Any person desiring to collect mhowra flowers shall make an application to the Collector of the place where mhowra flowers trees are situated for a permit to collect such flowers. The application shall contain the following particulars, namely :—

(i) the name and address of the applicant ;

(ii) the situation of the trees from which mhorwa flowers are to be collected, i. e., survey numbers, village, taluka and district.

(iii) the number of trees ;

(iv) the name and address of the owner of trees ;

(v) the place where the mhowra flowers will be transported after collection ;

(vi) whether the applicant has got any licence for the possession or sale of mhowra flowers at the above place : if so, its number and date ;

(vii) the period for which the permit is required to be valid.

10. (1) On receipt of an application under rule 9, the Collector shall make inquiries for the verification of the particulars given in the application and also such other inquiries as he deems necessary. If the Collector is satisfied that there is no objection to grant the permit applied for, he may grant such permit in Form M.F.III on payment of such fee as may be prescribed by the Commissioner under the Act.

(2) The permit shall contain four parts which shall be dealt with as under :—

Part I shall be retained on the record of the officer issuing the permit ;

Part II shall be given to the applicant ;

Part III shall be sent to the Excise Officer of the place where mhowra flower trees are situated ;

Part IV shall be sent to the Prohibition and Excise Officer at the place where mhowra flowers are to be transported after collection.

11. No permit for the purchase or transport of mhowra flowers shall be granted to any person unless such person holds a licence for the possession or sale of mhowra flowers.

12. Any person desiring to purchase mhowra flowers shall make an application to the Collector of the place where mhowra flowers are to be purchased for a permit to purchase such flowers. The application shall contain the following particulars, namely—

(1) the name and address of the applicant ;

(2) whether the applicant holds a licence for the possession or sale of mhowra flowers and its number and the place in respect of which such licence is held ;

(3) the quantity of mhowra flowers to be purchased ;

(4) the name and address of the person from whom the mhowra flowers are to be purchased ;

(5) the place where the mhowra flowers will be transported after purchase ;

(6) the route by which the mhowra flowers will be transported ;

(7) the period for which the permit is required to be valid.

13. (1) On receipt of an application under rule 12, the Collector shall make inquiries for verification of the particulars given in the application and also such other inquiries as he deems necessary. If the Collector is satisfied that there is no objection to grant the permit applied for, he may grant such permit in Form M. F. IV on payment of such fee as may be prescribed by the Commissioner under the Act.

(2) The permit shall contain four parts which shall be dealt with as under :—

Part I shall be retained on the record of the officer issuing the permit ;

Part II shall be given to the applicant ;

Part III shall be sent to the officer of the place where mhowra flowers are to be transported after purchase ;

Part IV shall be sent to the vendor from whom the mhowra flowers are to be purchased.

14. Any person desiring to transport mhowra flowers shall make an application to the Collector or any officer duly authorised in that behalf for a permit to transport mhowra flowers. The application shall contain the following particulars, namely :—

(i) the name and address of the applicant ;

(ii) the number of the licence for the possession or sale, as the case may be, of mhowra flowers held by the applicant ;

(iii) the quantity of mhowra flowers to be transported ;

(iv) the place from and to which the mhowra flowers are to be transported ;

(v) the route by which the mhowra flowers will be transported ;

(vi) the name and address of the person from whose premises mhowra flowers will be removed ;

(vii) the number of the licence held by the vendor ;

(viii) the period for which the permit is required to be valid.

15. (1) On receipt of an application under rule 14, the Collector or the authorised officer shall make inquiries for verification of the particulars given in the application and also such other inquiries as he deems necessary. If the Collector or the authorised officer, as the case may be, is satisfied that there is no objection to grant the permit applied for, he may grant such permit in Form M.F. V on payment of such fee as may be prescribed by the Commissioner under the Act.

(*2*) The permit shall contain four parts, which shall be dealt with as under :—

Part I shall be retained on the record of the officer issuing the permit ;

Part II shall be sent to the person supplying the mhowra flowers ;

Part III shall be sent to the Prohibition and Excise Officer in whose jurisdiction the place of business of the permit-holder is situated ; and

Part IV shall accompany the consignment of mhowra flowers and thereafter shall be kept by the permit-holder.

16. No pass for the import of mhowra flowers shall be granted to any person unless such person holds a licence for the possession or sale of mhowra flowers :

Provided that such pass may be granted to other persons provided the quantity to be imported does not exceed the prescribed limit in weight under sub-section (*2*) of section 60 of the Act and mhowra flowers are to be used for *bona fide* scientific, educational, medicinal or domestic purpose.

17. Any person desiring to import mhowra flowers shall make an application to the Collector for a pass to import mhowra flowers. The application shall contain the following particulars, namely :—

(*a*) the name and address of the importer ;

(*b*) the number of the licence for the possession or sale, as the case may be, of mhowra flowers held by the applicant ;

(*c*) the quantity of mhowra flowers authorised for possession under the licence or without a licence, as the case may be ;

(*d*) the quantity of mhowra flowers to be imported ;

(*e*) the place from and to which the mhowra flowers are to be imported ;

(*f*) the route by which the mhowra flowers will be imported ;

(*g*) the name and address of the person from whom the mhowra flowers are to be imported ;

(*h*) the purpose or purposes for which the mhowra flowers are to be imported ;

(*i*) the period for which the pass is required to be valid.

18. (*1*) On receipt of an application under rule 17, the Collector shall make inquiries for verification of the particulars given in the application and also such other inquiries as he deems necessary. If the Collector is satisfied that there is no objection to grant the pass applied for, he may grant such pass in Form M. F. VI on payment of such fee as may be prescribed by the Commissioner under the Act.

(*2*) The pass shall contain four parts, which shall be dealt with as under :—

Part I shall be retained on the record of the officer issuing the pass ;

Part II shall be sent to the person from whom the mhowra flowers are to be imported ;

Part III shall be sent to the Prohibition and Excise authority of the place from which mhowra flowers are to be imported ;

Part IV shall be handed over to the applicant and it shall accompany the consignment under import and thereafter be kept with the applicant.

19. No pass for the export of mhowra flowers shall be granted to any person unless such person holds a licence for the possession or sale of mhowra flowers or a permit for buying mhowra flowers :

Provided that such pass may be granted to other persons provided the quantity to be exported does not exceed the prescribed limit in weight under sub-section (2) of section 60 of the Act.

20. Any person desiring to export mhowra flowers shall make an application to the Collector for a pass to export such flowers. The application shall be accompanied by an import authorisation or a no-objection certificate issued by an officer duly authorised in this behalf of the place to which mhowra flowers are to be exported and shall contain the following particulars, namely :—

(*a*) the name and address of the exporter ;

(*b*) the number of the licence for the possession or sale of mhowra flowers held by the applicant or the number of permit for buying mhowra flowers, if any, held by him ;

(*c*) the quantity of mhowra flowers to be exported ;

(*d*) the place from and to which mhowra flowers are to be exported ;

(*e*) the route by which mhowra flowers will be exported ;

(*f*) the name and address of the person to whom the mhowra flowers are to be exported ;

(*g*) the period for which the pass is required to be valid ;

(*h*) the number and date of the import authorisation or no-objection certificate granted by the Excise authority of the place to which mhowra flowers are to be exported.

21. (1) On receipt of an application under rule 20, the Collector shall make inquiries for verification of the particulars given in the application and also such other inquiries as he deems necessary. If the Collector is satisfied that there is no objection to grant the pass applied for, he may, with the previous approval of the Commissioner, grant such pass in Form M. F. VII on payment of such fee as may be prescribed by the Commissioner under the Act.

(2) The pass shall contain four parts, which shall be dealt with as under :—

Part I shall be retained on the record of the officer issuing the pass ;

Part II shall be sent to the person supplying the mhowra flowers ;

Part III shall be sent to the officer of the place to which mhowra flowers are to be exported and who has issued the import authorisation or no-objection certificate ;

Part IV shall accompany the consignment of the mhowra flowers and thereafter it may be kept by the person to whom the mhowra flowers are sent.

22. Nothing in the aforesaid rules shall apply to the collection, transport, sale, purchase or possession of mhowra flowers permitted under the first proviso to sub-section (2) of section 60 of the Act or to the transport by rail of such flowers permitted under the second proviso to the said sub-section (2).

LICENCE FORM No. M. F. I.

(*See* rule 5.)

No.

[GOVERNMENT INSIGNIA.]

Licence for the possession of Mhowra Flowers.

Licence is hereby granted to
(hereinafter referred to as "the licensee") on payment in advance of a fee of Rs. (Rupees) authorising him to possess mhowra flowers

under and subject to the provisions of the Bombay Prohibition Act, 1949 (hereinafter referred to as "the Act") and the rules, regulations and orders made thereunder at (hereinafter referred to as "the said premises") during the period commencing from to (both days inclusive), subject to the following conditions, namely :—

CONDITIONS.

1. The licensee shall not have in his possession more than maunds of mhowra flowers at any one time. He shall not obtain or use more than maunds during any year/calendar month.

2. The licensee shall not store or keep the mhowra flowers in any place other than the said premises.

3. (i) The licensee shall not use the mhowra flowers for any purpose, other than that specified below :—

Here specify the purpose or purposes in terms of paragraph 1 of Government order No. 5735/49, dated 27th June 1950.

(ii) The licensee shall not sell any mhowra flowers to any person.

4. The licensee shall not possess nor use under this licence any mhowra flowers other than mhowra flowers which are collected, purchased or imported by him under the Bombay Mhowra Flowers Rules, 1950.

5. The licensee shall maintain from day-to-day true and correct account in the form prescribed by the Commissioner under the Act. The accounts shall be clearly written in a book, paged and sealed with the seal of the Collector.

6. The licensee shall furnish the Excise Officer of the in which the said premises are situated, not later than the fifth day of each month with a return in the form prescribed by the Commissioner under the Act.

7. The licensee's premises, vats and other receptacles used by him for the storage of mhowra flowers and the accounts maintained by him under condition 5 shall, at all times, be open to inspection by the Commissioner, Collector or any Officer duly authorised in that behalf.

8. The licensee shall keep his premises, vats and other receptacles for the storage of mhowra flowers clean and in good condition.

9. Except with the permission of the Collector, the licensee shall not sell, transfer or sublet the right conferred upon him by this licence nor shall he in connection with the exercise of the said right enter into any agreement or arrangement which, in the opinion of the Collector, is of the nature of a sub-lease. If any question arises whether any agreement or arrangement is in the nature of a sub-lease, the decision of the Collector on such question shall be final and binding on the licensee.

10. No person shall be recognised as the partner of the licensee for the purpose of this licence unless the partnership has been disclosed to the Collector before the licence is granted and the names of the partners have been entered jointly in the licence or if the partnership is entered into after the granting of this licence unless the Collector agrees on application made to him to alter the licence and to add the name or names of the partner or partners in the licence.

11. The licensee shall maintain at the said premises a " Visit Book " paged and sealed with the seal of the Collector in which visiting Officers may record any remarks when inspecting the said premises. The licensee shall on the termination of the period of this licence, deliver up the said book, the accounts and the licence to the Prohibition Officer in whose jurisdiction the said premises are situated.

12. The licensee shall comply with all rules, orders or directions which may be made or issued by the State Government or any competent Officer under the Bombay Prohibition Act, 1949, from time to time during the currency of the licence.

13. [*Deleted*].

14. The licensee, his heirs, legal representatives or assigns shall have no claim whatsoever to the continuance or renewal of this licence after the expiry of the period for which it is granted. It shall entirely be within the discretion of the Collector to permit or not the assignee of the holder of the licence in case of sale or transfer or the heir or legal representative of the holder of the licence in case of death, to have the benefit of the licence for the unexpired portion of the term for which it is granted.

15. This licence may be suspended or cancelled by the Collector in accordance with the provisions of section 54 or 56 of the Act.

Granted this day of 19 .

Seal of the Collector.

Collector of

LICENCE FORM No. M.F. II.

(*See* rule 5.)

No.

[GOVERNMENT INSIGNIA.]

Licence for the sale of Mhowra Flowers.

Licence is hereby granted to
(Hereinafter called " the licensee ") on payment in advance of a fee of Rs.
(Rupees)
authorising him to possess and sell mhowra flowers under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), (hereinafter referred to as " the Act ") and the rules, regulations and orders made thereunder at
(hereinafter referred to as " the said premises ") during the period from to (both days inclusive), subject to the following conditions, namely :—

CONDITIONS.

1. The total quantity of mhowra flowers sold by the licensee during the currency of the licence together with the unsold balance of mhowra flowers shall not exceed Bengal maunds at any time.

2. The licensee shall not store or keep the mhowra flowers in any place other than the said premises.

3. The licensee shall not use the mhowra flowers for any purpose other than sale.

4. The licensee shall not possess nor sell under this licence any mhowra flowers other than those which are collected, purchased or imported by him in accordance with the provisions of the Bombay Mhowra Flowers Rules, 1950.

5. The licensee shall not, without permission from the Collector, sell mhowra flowers to any person except:—

(*a*) in the State of Bombay, to a person holding a valid licence for the possession or sale of mhowra flowers under the Bombay Mhowra Flowers Rules, 1950, and a permit for the purchase or transport of the same under the said rules; and

(*b*) outside the State of Bombay, to a person holding an import authorisation or a no-objection certificate from a duly authorised officer of the place where mhowra flowers are to be sent and valid permits for the purchase and export thereof under the said rules.

6. The licensee shall not, except with the permission of the Collector, effect any sales of mhowra flowers before 6-0 a.m. (S.T.) or after 6-0 p.m. (S.T.).

7. The licensee shall maintain from day-to-day a true and correct account in the form prescribed by the Commissioner under the Act. The accounts shall be clearly written in a book, paged and sealed with the seal of the Collector.

8. The licensee shall furnish the Prohibition and Excise Officer of the in which the said premises are situated, not later than the fifth day of each month, with a return in the form prescribed by the Commissioner under the Act.

9. The licensee's premises, vats and other receptacles used by him for the storage of mhowra flowers and the accounts and registers maintained by him under condition 7 shall, at all times, be open to inspection by the Commissioner, Collector or any Officer duly authorised in that behalf.

10. The licensee shall keep his premises, vats and other receptacles for the storage of mhowra flowers clean and in good condition.

11. Except with the permission of the Collector, the licensee shall not sell transfer or sublet the right conferred upon him by this licence nor shall he in connection with the exercise of the said right, enter into any agreement or arrangement which, in the opinion of the Collector, is of the nature of a sub-lease. If any question arises whether any agreement or arrangement is in the nature of a sub-lease, the decision of the Collector on such question shall be final and binding on the licensee.

12. No person shall be recognised as the partner of the licensee for the purposes of this licence unless the partnership has been disclosed to the Collector before the licence is granted and the names of the partners have been entered jointly in the licence or if the partnership is entered into after the granting of this licence, unless the Collector agrees on application made to him to alter the licence and to add the name or names of the partner or partners in the licence.

13. The licensee shall maintain at the said premises a "Visit Book" paged and sealed with the seal of the Collector in which visiting officer may record any remarks when inspecting the said premises. The licensee shall, on the termination of the period of this licence, deliver up the said book, the accounts and the licence to the Prohibition Officer in whose jurisdiction the said premises are situated.

14. The licensee shall comply with all rules, orders or directions which may be made or issued by the State Government or any competent Officer under the Bombay Prohibition Act, 1949, from time to time, during the currency of the licence.

15. The licensee shall exhibit in a conspicious place in the said premises a signboard bearing the following inscription in legible characters in English and in the language of the district in which the said premises are situated ;

" Name :—
Licensed to sell mhowra flowers :—
Authorised opening hours :—6-0 a.m. (S. T.).
Authorised closing hours :—6-0 p.m. (S. T.). "

16. The licensee shall carry on the business of his shop either personally or by an agent or servant duly authorised by him in this behalf by a written *nokarnama* signed and countersigned by a Prohibition Officer not lower in rank than a Sub-Inspector of Prohibition and Excise, provided that any such *nokarnama* signed by the licensee shall not be invalid unless and until countersignature is refused. If, for any reason, the Collector orders the withdrawal of any *nokarnama* issued by the licensee, the *nokarnama* shall be forthwith withdrawn. For every *nokarnama* issued by him, the licensee shall pay such fee as may from time to time be prescribed for this privilege by the Commissioner under clause (*d*) of sub-section (*1*) of section 144 of the Act. No *nokarnama* shall be issued to any person under 21 years of age, and no such *nokarnama*, if issued, shall be valid.

17. [*Deleted.*]

18. The licensee, his heirs, legal representatives or assigns shall have no claim whatsoever to the continuance or renewal of this licence after the expiry of the period for which it is granted. It shall entirely be within the descretion of the Collector to permit or not the assignee of the holder of the licence in case of sale or transfer, or the heir or legal representative of the holder of the licence in case of death, to have the benefit of the licence for the unexpired portion of the term for which it is granted.

19. This licence may be suspended or cancelled by the Collector in accordance with the provisions of section 54 or 56 of the Act.

Granted this day of 19 .

Seal of the Collector.

Collector of

FORM M.F. III.

(*See* rule 10.)

Permit for the collection of Mhowra Flowers.

Permit No. dated

This permit is granted to of on payment of a fee of , authorising him, under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949).

to collect mhowra flowers from the trees situated in the undermentioned Survey Numbers and to transport them from the said Survey Numbers to his premises at in the taluka of of the district of :—

Number of trees.	Survey No., village and taluka where the trees are situated.	Name of the owner of the trees.

This permit will be in force from to

Collector of

FORM M.F. IV.

(*See* rule 13.)

Permit for the purchase of Mhowra Flowers.

Permit No. dated

This permit is granted to of holding M.F.I/M.F.II license No. at taluka district , on payment of a fee of Re. 1 authorising him under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), to buy maunds seers of Mhowra flowers from of holding a licence for the sale of Mhowra flowers at taluka district *and to transport them from the place of purchase to his licensed place at by (route).

This permit is granted subject to the following conditions :—

(1) The permit holder shall pay, in advance, such cost of the Prohibition and Excise staff as the Collector may consider necessary to provide for the escort of the consignment of mhowra flowers during its transport ;*

(2) The bulk of the consignment of mhowra flowers shall not be broken in transit.

This permit shall be valid up to the sunset of

Collector of

FORM M.F. V.

(*See* rule 15.)

Permit for the Transport of Mhowra Flowers.

Permit No. dated

(1) Name and address of the permit holder.

(2) Number of the licence for the possession or sale of mhowra flowers held by the permit holder ;

(3) Name of the person authorised to transport mhowra flowers ;

* The portion in asterisks should be struck off when the mhowra flowers are to be exported outside the State after their purchase.

(4) Quantity of mhowra flowers to be transported;

(5) Places from and to which mhowra flowers are to be transported;

(6) Route by which mhowra flowers are to be transported;

(7) Name and address of the licensee from whom mhowra flowers are to be purchased and the number of his licence;

(8) The period for which permit shall be valid.

This permit is granted on payment of a fee of Re. 1 subject to the following conditions:—

(1) The permit holder shall pay, in advance, such cost of the Prohibition and Excise staff as the Collector may consider necessary to provide for the escort of the consignment of mhowra flowers under transport; or

(2) The bulk of the consignement of mhowra flowers shall not be broken in transit;

(3) The permit holder shall comply promptly with all orders and directions relating to the transport of mhowra flowers which may be issued to him by the Collector under the Bombay Prohibition Act, 1949 and the rules and orders framed thereunder.

Collector or other Officer (issuing the permit).

FORM M.F. VI.

(*See* rule 18.)

Pass for the Import of Mhowra Flowers.

Pass No. dated

(1) Name and address of the pass holder.

(2) Name of person authorised to import mhowra flowers.

(3) Quantity of mhowra flowers to be imported.

(4) Places from and to which mhowra flowers are to be imported.

(5) Route by which mhowra flowers are to be imported.

(6) Name and address of the person from whom mhowra flowers are to be imported.

(7) The period for which the pass shall be valid.

This pass is granted on payment of a fee of Re. 1 subject to the following conditions, namely:—

(1) The pass-holder shall pay, in advance, such cost of the Prohibition and Excise staff as the Collector may consider necessary to provide for the escort of the consignment of mhowra flowers under import;

(2) The bulk of the consignment of mhowra flowers shall not be broken in transit;

(3) The pass-holder shall comply promptly with all orders and directions relating to the import of mhowra flowers which may be issued to him by the Collector under the Bombay Prohibition Act, 1949, and the rules and orders framed thereunder.

Collector of

FORM M.F. VII.

(*See* rule 21.)

Pass for the Export of Mhowra Flowers.

Pass No. dated

(1) Name and address of the pass-holder.

(2) Number and date of the import authorisation or no-objection certificate issued by the authority of place to which the mhowra flowers are to be exported.

(3) Name of person authorised to export mhowra flowers.

(4) Quantity of mhowra flowers to be exported.

(5) Places from and to which mhowra flowers are to be exported.

(6) Route by which mhowra flowers are to be exported.

(7) If the mhowra flowers are purchased, name and address of the person from whom mhowra flowers are purchased, and the number of the licence held by such person.

(8) The period for which the pass shall be valid.

This pass is granted on payment of a fee of Re. 1 subject to the following conditions, namely :—

(1) The pass-holder shall pay, in advance, such cost of the Prohibition and Excise staff as the Collector may consider necessary to provide for the escort of the consignment of mhowra flowers under export ;

(2) The bulk of the consignment of mhowra flowers shall not be broken in transit ;

(3) The pass-holder shall comply promptly, with all orders and directions relating to the export of mhowra flowers which may be issued to him by the Collector under the Bombay Prohibition Act, 1949, and the rules and orders framed thereunder.

Collector of

G. N., R. D., No. 10484/45 (i), dated 16th June 1949
(B. G., Pt. IV-B, p. 1292). S. 143 (1).

In exercise of the powers conferred by sub-section (*1*) of section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Bombay is pleased to make the following rule, namely :—

The prescribed limit in weight for the purpose of sub-section (*2*) of section 60 of the said Act shall be five seers (each seer being equal to 80 tolas).

G. N., R. D., No. 10484/45 (w), dated 16th June 1949
(B. G., Pt. IV-B, p. 1319). S. 143 (1).

In exercise of the powers conferred by sub-section (*1*) of section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), read with paragraph 3 of the Indian States (Application of Laws) Order, 1948, and paragraph 3 of the Kolhapur State (Application of Laws) Order, 1949, the Government of Bombay is pleased to make the following rule, namely :—

The prescribed limit in weight for the purposes of sub-section (*2*) of section 60 of the said Act shall be five seers (each seer being equal to 80 tolas).

Ss. 143 (1) & 29.

G. N., R. D., No. 10484/45 (g), dated 16th June 1949 (B. G., Pt. IV-B, p. 1291).

Bombay Through Transport Rules, 1949.

In exercise of the powers conferred by sub-section (*1*) of section 143, read with section 29 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Bombay is pleased to make the following rules, namely :—

1. (1) These rules may be called the Bombay Through Transport Rules, 1949 ;

(2) They extend to the whole State of Bombay ;

(3) They shall come into force on the 16th June 1949.

2. In these rules, unless there is anything repugnant in the subject or context—

(1) " Act " means the Bombay Prohibition Act, 1949 (Bom. XXV of 1949) ;

(2) " State " means the State of Bombay ;

(3) " Through Transport " means the transport from a place outside the State to another place outside it through the intervening territory of the State.

3. The through transport of any consignment of any intoxicant, hemp, mhowra flowers or molasses (hereinafter collectively referred to as " the said article ") shall be covered by a pass granted by the Collector or Chief Excise Authority of the place from which it is consigned :

Provided that—

(i) such pass contains the following particulars, namely :—

(*a*) the number and date of the pass ;

(*b*) the names of the transporter and his agent, if any ;

(*c*) the names of the places from and to which the said article in respect of which such pass has been issued is to be conveyed ;

(*d*) the number and description of each vessel, receptacle or package containing the said article ;

(*e*) the quantity and strength of the said article contained in each vessel, receptacle or package ;

(*f*) the route by which the said article is to be conveyed and the names of places where the consignment will, (1) enter the State first, and (2) leave it last ;

(*g*) the mode or modes of conveyance together with the particulars regarding places where a change of conveyance takes place ;

(*h*) the date up to which the pass shall hold good ;

(ii) such pass bears the seal and signature of the Collector or the Chief Excise Authority of the place from which the said article is consigned ;

(iii) each vessel, receptacle or package is securely closed and sealed with the official seal of the Officer issuing the pass and has marked on it the kind, quantity and strength of the article contained therein.

4. Every such pass shall be produced for inspection on demand by any Police Officer or Prohibition Officer during the transit of the consignment and such Officer shall endorse on it the fact of his having verified the particulars of the consignment with those specified in the pass.

5. The bulk of the consignment shall not be broken in transit.

6. During its through transport, the whole consignment shall be in charge of a responsible authority of a Railway administration, Steamer service, Ferry service, Road transport service or Air service, as the case may be.

G. N., R. D., No. 10484/45 (u), dated 16th June 1949
(B. G., Pt. IV-B, p. 1318).

* SG. 143(1) & 29.

Through Transport (States) Rules, 1949.

In exercise of the powers conferred by sub-section (*1*) of section 143, read with section 29 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and paragraph 3 of the Indian States (Application of Laws) Order, 1948, and paragraph 3 of the Kolhapur State (Application of Laws) Order, 1949, the Government of Bombay is pleased to make the following rules, namely :—

1. (1) These rules may be called the Through Transport (States) Rules, 1949.

(2) They extend to the Kolhapur State and to the Indian States specified in Schedule I to the Indian States (Application of Laws) Order, 1948.

(3) They shall come into force on the 16th June 1949.

2. In these rules, unless there is anything repugnant in the subject or context—

(1) "Act" means the Bombay Prohibition Act, 1949,

(2) "through transport" means the transport of an intoxicant, hemp, mhowra flowers or molasses, from a place outside the Kolhapur State or any Indian State to another place outside it through the intervening territory of such State.

3. The through transport of any consignment of any intoxicant, hemp, mhowra flowers or molasses (hereinafter called "the said articles") shall be covered by a pass granted by the Collector or Chief Excise Authoity of the place from which it is consigned :

Provided that—

(i) such pass contains the following particulars, namely :—

(*a*) the number and date of the pass ;

(*b*) the names of the transporter and his agent, if any ;

(*c*) the names of the places from and to which the said articles in respect of which the pass has been issued are to be conveyed ;

(*d*) the number and description of each vessel, receptacle or package containing the said articles ;

(*e*) the quantity and strength of each kind of article contained in each vessel, receptacle or package ;

(*f*) the route by which the said articles are to be conveyed and the names of the places where the consignment will (1) enter the Kolhapur State or the Indian State, as the case may be, first and (2) leave it last ;

(*g*) the mode or modes of conveyance together with the particulars regarding places where a change of conveyance takes place ;

(*h*) the date up to which the pass shall hold good.

(ii) the pass shall bear the seal and signature of the Collector or the Chief Excise Authority of the place from which the said articles are consigned.

(iii) each vessel, receptacle or package is securely closed and sealed with the official seal of the Officer issuing the pass and has marked on it the kind, quantity and strength of the said articles contained therein.

4. Every such pass shall be produced for inspection on demand by any Police Officer or Prohibition Officer during the transit of the consignment and such Officer shall endorse on it the fact of his having verified the particulars of the consignment with those specified in the pass.

5. The bulk of the consignment shall not be broken in transit.

6. During its through transport, the whole consignment shall be in charge of a responsible authority of a Railway Administration, Steamer service, Ferry service, Road transport service or Air service, as the case may be.

S. 143(2)(b). **G. N., R. D., No. 10484/45, dated 30th March 1950 (B. G., Pt. IV-B, p. 544).**

In exercise of the powers conferred by clause (*b*) of sub-section (*2*) of section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and in supersession of Government Notification, Revenue Department, No. 9368/28, dated the 10th July 1935, the Government of Bombay is pleased to make the following rules, namely :—

1. No medicated or tonic wine—

(*a*) brought at any port or Land Custom Station in the State of Bombay (hereinafter referred to as the State) or

(*b*) brought up to any boundary of the State from any part of India, or

(*c*) manufactured or stored at any distillery, brewery, bonded warehouse or bonded manufactory in the State,

shall be removed—

(*a*) from the Custom House at such port or the Land Custom Station of the State, or

(*b*) across such boundary of the State, or

(*c*) from such distillery, brewery, bonded warehouse or bonded manufactory,

as the case may be, to any place in the State except under and subject to the provisions of a pass granted by an officer authorised under section 28 of the said Act.

Explanation.—For the purpose of these rules, "medicated or tonic wine" means a mixture or compound of any wine with medicinal substances, whether fortified with spirit or not, and includes medicated bitters.

2. The provisions of rule 1 shall be in addition to and not in derogation of any other rules made or deemed to be made under the Act.

S. 143 (2) (b) & (*f*). **G. N., R. D., No. 10484/45 (a), dated 28th March 1950 (B. G., Pt. IV-B, p. 503F).**

Amended by G. N., R. D., No. 8081/45 (i), dated 11th August 1950.

In exercise of the powers conferred by clauses (*b*) and (*f*) and of sub-section (*2*) of section 143 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949) (hereinafter referred to as the "said Act") and in supersession of Government Notifications in the Revenue Department, No. 102-C, dated the 9th May 1923, and No. 5629/24, dated the 28th March 1928, the Government of Bombay is pleased to make the following rules, namely :—

1. No foreign liquor—

(*a*) imported at any Port or Land Customs station in the State of Bombay,

(*b*) brought within the boundary of the State of Bombay from any part of the territory of India,

(*c*) manufactured or stored at any distillery, brewery, bonded warehouse, bonded laboratory, bonded spirit-factory or bonded manufactury in the State of Bombay shall be removed—

(*a*) from the Custom House at the Port or the Land Customs station,

(*b*) across the boundary of the State of Bombay, or

(*c*) from the distillery, brewery, bonded warehouse, bonded laboratory, bonded spirit-factory, or bonded manufactury,

as the case may be, to the transporter's premises in the State of Bombay except under a pass granted by an officer authorised under section 28 of the said Act.

2. The pass referred to in rule 1 shall not, except when otherwise provided for in any rule, be granted unless (i) a pass fee and (ii) a special fee at the rates prescribed by the Director by regulations made under the said Act in respect of a pass are paid by the transporter in addition to any custom or excise duties leviable thereon.

3. Rule 2, in so far as it relates to the payment of the special fee, shall not be applicable to the transporter who holds an ordinary trade and import licence or a special import licence.

G. N., R. D., No. 10484/45, dated 28th March 1950 (B. G., Pt. IV-B, p. 503A).

Ss. 143 & 53. Bombay Duty-paid Foreign Liquor (Export) Rules, 1950.

Amended by G. N., R. D., No. 10484/45 (d), dated 21st September 1950.

In exercise of the powers conferred by section 143 read with section 53 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Government of Bombay is pleased to make the following rules, namely :—

1. (1) These rules may be called the Bombay Duty-paid Foreign Liquor (Export) Rules, 1950.

(2) These rules shall extend to the whole of the State of Bombay.

2. In these rules, unless there is anything repugnant in the subject or context,—

(1) " Act " means the Bombay Prohibition Act, 1949 ;

(2) " duty-paid foreign liquor " means foreign liquor on which—

(*i*) duty leviable under the Indian Tariff Act, 1934, or the Sea Customs Act, 1878 ; or

(*ii*) the excise or countervailing duty under the Act, has been paid ;

(3) " place of import " means the place outside the State of Bombay to which duty-paid foreign liquor is exported ;

(4) words and expressions not defined in these rules shall have the meanings respectively assigned to them in the Act.

3. No person shall export duty-paid foreign liquor to any part of India except in accordance with the provisions of the Act and these rules.

4. Any person desiring to export duty-paid foreign liquor shall apply to the Collector of his district for an export pass. The application shall contain the following particulars, namely :—

(1) Name and address of the applicant ;

(2) Kind of licence or permit held by the applicant and its number ;

(3) Kind and quantity of duty-paid foreign liquor to be exported ;

(4) Place to which duty-paid foreign liquor is to be exported ;

(5) Name and address of the person to whom duty-paid foreign liquor is to be exported ;

(6) Route (stating the place up to which removal of duty-paid foreign liquor will be by road during its transit in the State of Bombay) ;

(7) Reasons for the export of duty-paid foreign liquor.

5. Such application shall be accompanied by an import pass or no-objection certificate granted by the Collector or Chief Excise Authority of the place of import.

6. (1) If the Collector, after making such inquiries as he deems necessary, is satisfied that there is no objection to grant the pass, he may grant such pass in the form hereto annexed.

(2) Each pass issued under this rule shall be in four parts and shall be dealt with as under :—

Part I shall be retained on the record of the office of the Collector granting the pass.

Part II shall be handed over to the applicant.

Part III shall be handed over to the applicant who shall send it along with the consignment to the person receiving duty-paid foreign liquor at the place of import.

Part IV shall be sent by post to the Collector or Chief Excise Authority of the place of import.

7. Where duty-paid foreign liquor which is to be exported is removed whether wholly or partly by road through the limits of the State of Bombay, the holder of the pass shall, on being required by the Collector so to do, remove such liquor through such limits under excise escort and shall pay in advance the cost of the escort fixed by the Collector in this behalf.

FORM.

Pass for the Export of Duty-paid Foreign Liquor.

Part I—*To be retained on the record of the office of the Collector granting the pass.*

No. Dated.....

(1) Name and address of the exporter.

(2) Kind of licence or permit held by the exporter and its number.

(3) Quantity and description of duty-paid foreign liquor to be exported.

(4) Name and address of the person to whom duty-paid foreign liquor is to be exported.

(5) Place to which duty-paid foreign liquor is to be exported.

(6) Place from which duty-paid foreign liquor is to be exported.

(7) Route (state also the place up to which removal of duty-paid foreign liquor will be by road during its transit in the State of Bombay) ;

(8) Period for which this pass shall be valid.

This pass is granted under and subject to the provisions of the Bombay Prohibition Act, 1949, and the Bombay Duty-paid Foreign Liquor (Export) Rules, 1950, made thereunder and subject to the condition that the whole quantity of duty-paid foreign liquor shall be exported in one consignment only and its bulk shall not be broken in transit.

FORM.

PASS FOR THE EXPORT OF DUTY-PAID FOREIGN LIQUOR.

PART II—*To be handed over to the applicant.*

No. Dated.....

(1) Name and address of the exporter.

(2) Kind of licence or permit held by the exporter and its No.

(3) Quantity and description of duty-paid foreign liquor to be exported.

(4) Name and address of the person to whom duty-paid foreign liquor is to be exported.

(5) Place to which duty-paid foreign liquor is to be exported.

(6) Place from which duty-paid foreign liquor is to be exported.

(7) Route (state also the place up to which removal of duty-paid foreign liquor will be by road during its transit in the State of Bombay).

(8) Period for which this pass shall be valid.

This pass is granted under and subject to the provisions of the Bombay Prohibition Act, 1949, and the Bombay Duty-paid foreign Liquor (Export) Rules, 1950, made thereunder and subject to the condition that the whole quantity of duty-paid foreign liquor shall be exported in one consignment only and its bulk shall not be broken in transit.

FORM.

PASS FOR THE EXPORT OF DUTY-PAID FOREIGN LIQUOR.

PART III—*To be sent by the applicant with the consignment to the person receiving it at the place of import.*

No. Dated.....

(1) Name and address of the exporter.

(2) Kind of licence or permit held by the exporter and its No.

(3) Quantity and description of duty-paid foreign liquor to be exported.

(4) Name and address of the person to whom duty-paid foreign liquor is to be exported.

(5) Place to which duty-paid foreign liquor is to be exported.

(6) Place from which duty-paid foreign liquor is to be exported.

(7) Route (state also the place up to which removal of duty-paid foreign liquor will be by road during its transit in the State of Bombay) ;

(8) Period for which this pass shall be valid.

This pass is granted under and subject to the provisions of the Bombay Prohibition Act, 1949, and the Bombay Duty-paid Liquor (Export) Rules, 1950, made thereunder and subject to the condition that the whole quantity of duty-paid foreign liquor shall be exported in one consignment only and its bulk shall not be broken in transit.

FORM.

PASS FOR THE EXPORT OF DUTY-PAID FOREIGN LIQUOR.

PART IV—*To be sent by post to the Collector or Chief Excise Authority of the place of import.*

Date.....

No.

(1) Name and address of the exporter.

(2) Kind of licence or permit held by the exporter and its No.

(3) Quantity and description of duty-paid foreign liquor to be exported.

(4) Name and address of the person to whom duty-paid foreign liquor is to be exported.

(5) Place to which duty-paid foreign liquor is to be exported.

(6) Place from which duty-paid foreign liquor is to be exported.

(7) Route (state also the place up to which removal of duty-paid foreign liquor will be by road during its transit in the Stae of Bombay.

(8) Period for which this pass shall be valid.

This pass is granted under and subject to the provisions of the Bombay Prohibition Act, 1949, and the Bombay Duty-paid Foreign Liquor (Export) Rules, 1950,made thereunder and subject to the condition that the whole quantity of duty-paid foreign liquor shall be exported in one consignment only and its bulk shall not be broken in transit.

Seal of the Collector.

Collector of.....

APPENDIX.

Commissioner of Prohibition and Excise Notification No. 25-39/50 (1), dated 11th April 1950 (B. G., Pt. IV-B, p. 389-B). S. 107.

In exercise of the powers conferred by section 107 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Commissioner hereby remits wholly the fees leviable on any potable foreign liquor removed from a Custom House or a Land Custom Station in the State of Bombay or across the boundary of the State of Bombay to any place within the said State if such removal is—

(*i*) by or on account of a person holding a special permit granted under section 41, or

(*ii*) by a foreign tourist holding an interim permit granted under section 47.

Prohibition Commissioner's Notification No. 25-39/50, dated 11th April 1950 (B. G., Pt. IV-C, p. 389A). S. 144. Bombay Foreign Liquor (Sale on Cash) Regulations, 1950.

In exercise of the powers conferred by section 144 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Prohibition Commissioner, Bombay, is pleased to make the following regulations, namely :—

1. These regulations may be called the Bombay Foreign Liquor (Sale on Cash) Regulations, 1950.

2. In these regulations, unless there is anything repugnant in the subject or context—

(1) "Foreign Liquor Rules" means the Bombay Foreign Liquor Rules, 1950 ;

(2) "Foreign Liquor" has the meaning assigned to it in the Foreign Liquor Rules ;

(3) "Licensee" means a person holding a licence for sale of foreign liquor at a depot established under the Foreign Liquor Rules or a person holding a hotel licence or club licence under the said Rules ;

(4) "Permit holder" means a person who holds a permit under the Foreign Liquor Rules and who is authorized to purchase foreign liquor from a licensee under the said rules.

3. A licensee shall not sell any foreign liquor except for cash.

4. A licensee or his authorized agent or servant shall make out a cash memo. in duplicate which shall be signed by the licensee or his authorised agent or servant, as the case may be.

5. The original copy of the cash memo. shall be handed over to the permit holder and the duplicate copy shall be retained by the licensee for his record.

6. The cash memo. shall clearly show—

(1) the name of the licensee, his licence number and the nature of the licence held by him ;

(2) the name of the permit holder, his permit number and the nature of the permit held by him ;

(3) the details regarding the brand and quantity of foreign liquor sold ; and

(4) the amount charged in respect of the sale of foreign liquor to the permit holder.

7. The duplicate copies of cash memos shall at all reasonable times be open to inspection by a Prohibition Officer not lower in rank than a Sub-Inspector of Excise or any Prohibition Officer duly empowered under section 122 of the Bombay Prohibition Act, 1949.

8. The provisions of these regulations shall, so far as may be, apply also to the sale of foreign liquor from a Government Depot.

S. 144 (1). Bombay Toddy Tapping Rules, 1949.

Prohibition and Excise Commissioner's Notification No. 81-16/49, dated 25th August 1949 (B. G., Pt. IV-B, p. 682).

Amended by Commissioner's Notification No. 81-16/49, dated 26th October 1949.

Amended by Director's Notification No. B. Proh. 81-16/50, dated 15th August 1950.

In exercise of the powers conferred by sub-clause (*iv*) of clause (*a*), clause (*e*) and sub-clause (*vii*) of clause (*f*) of sub-section (*1*) of section 144 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), and in supersession of all previous notifications and orders issued in this behalf, the Prohibition and Excise Commissioner, Bombay, is pleased to make the following rules, namely :—

1. *Short title.*— These rules may be called the Bombay Toddy Tapping Rules, 1949.

2. *Definitions.*—In these rules, unless there is anything repugnant in the subject or context—

(*a*) " Act " means the Bombay Prohibition Act, 1949 ;

(*b*) " Excise Inspector " includes a Sub-Inspector or Assistant Inspector in charge of a taluka, petha or mahal ;

(*c*) " Form " means a Form appended to these rules ;

(*d*) " licence " means a licence for tapping toddy producing trees and drawing toddy therefrom ;

(*e*) " licensing authority " means an officer who has been duly authorised under section 52 of the Act, to grant a licence for the tapping of any toddy producing tree or the drawing of toddy from such trees ;

(*f*) " tapping a tree " includes " drawing toddy from a tree " ; and

(*g*) " tree " means a toddy producing tree.

3. *Purposes for which licence granted.*—A licence may be granted for the purpose of supplying toddy to shops or tree-foot booths, for retail sale.

4. *Period of licence.*—Unless specific orders are issued to grant licences for a shorter period, a licence shall ordinarily be granted for a period of one year from the 1st day of April to the 31st day of March next following (both days inclusive) in the Ahmednagar District and the Ratnagiri District and from the 1st day of August to the 31st day of July next following (both days inclusive) elsewhere :

Provided that a licence granted on a date subsequent to 1st April or 1st August as the case may be, shall be granted only for the period from such date to the 31st day of March or the 31st day of July next following, as the case may be.

5. *Application for licence.*—Any person, who has obtained a licence to sell toddy by retail at a shop or a tree-foot booth, or obtained from the Collector permission in writing, for using toddy for domestic consumption may make an application for a licence to the licensing authority at least fifteen days previous to the date of tapping

a tree. Such application shall be in triplicate in Form " A ". It shall be accompanied by a Treasury challan in duplicate showing that the instalment of duty required by rule 14 or 14A has been paid :

Provided that an application for tapping trees situated on Government forest lands shall be in quadruplicate :

Provided further that trees situate in the areas in charge of different Excise Inspectors or trees, toddy from which is supplied to different shops or booths shall not be included in one and the same application.

6. *Particulars to be furnished by applicant.*—The applicant shall (in addition to the information to be supplied in Form " A ") furnish to the licensing authority the following information, namely :—

(1) In the case of a licence for the purpose of supplying toddy to the applicant's toddy shop—

(*a*) when the number of trees to be tapped within a prescribed limit of a city or town for the supply of toddy to the applicant's shop outside the city or town has been fixed by the Collector—

(*i*) details regarding the trees which are within the limit, and

(*ii*) a declaration to the effect that the number of trees applied for is not in excess of the number so fixed ;

(2) In the case of a licence for the purpose of supplying toddy to the applicant's tree-foot booth—

(*a*) details regarding the location of the booth ;

(*b*) the distance of the booth from the trees if the trees are not in the same part or survey number ; and

(*c*) a declaration that the trees are situated in the survey number or numbers sanctioned for the booth by the Collector or within such distance of the applicant's booth as has been generally or specially prescribed by the Collector in the behalf.

(3) In the case of trees belonging to Government, a certificate from the Government Department concerned to the effect that the applicant has been granted permission to tap the trees.

(4) A statement to the effect that to the best of his knowledge the trees do not fall within an area where tapping of trees has been prohibited by Government or where the trees so fall, the applicant has been allowed to tap the trees under Government memorandum/letter No. dated .

7. *Disposal of application.*—(1) On being satisfied that the applicant has fully complied with the provisions of rules 5 and 6 and that the particulars furnished by him are correct, the licensing authority shall, unless he sees any objection, endorse under his signature the duplicate and triplicate copies of the application authorising the applicant to mark and number the trees in accordance with rule 8 or 9, as the case may be, and to tap them. If the licensing authority is of the opinion that there is any objection to tapping any of the trees mentioned in the application, he shall allow the applicant to mark, number and tap those trees only the tapping of which is free from objection, in which case the licensing authority shall endorse the duplicate and triplicate copies of the application accordingly and inform the applicant that he may select other trees in lieu of the trees objected to

and make a fresh application in respect of the same. Where such licensing authority is subordinate to the Collector, he shall immediately report to the Collector the reasons for his refusal to grant a licence in respect of all or any of the trees objected to, to enable the Collector to pass orders on any appeal filed by the applicant in this behalf.

(2) The licensing authority shall after entering in red ink the serial number of the licence as entered in the Register maintained under rule 11 on all the copies of the application and on the Treasury challans, return the duplicate copy of the application to the applicant and forward the triplicate copy with a copy of the Treasury challan to the Excise Inspector in charge of the area where the trees are situated, for examination of the trees as required by rule 13. In the case of trees situated on Government forest lands the licensing authority shall retain the certificate furnished to him under clause (3) of rule 6 and after making a remark to that effect on all the copies of the application return the duplicate and quadruplicate copies of the application to the applicant for presenting them to the Forest Officer in charge of the Range as required by rule 9.

8. *Marking and numbering trees.*—(1) Within ten days from the date on which the applicant is authorised to mark and number the trees permitted to be tapped (hereinafter referred to as the said trees), under sub-rule (1) of rule 7, the applicant shall proceed to mark and number the said trees by means of a stencil or otherwise, as the Director may from time to time direct, with paint previously approved by the Superintendent of Excise.

(2) The following instructions shall be observed in marking and numbering the trees, namely :—

(*a*) Licences of a kind shall be numbered serially, and the following letters shall denote the kinds of licences, namely :—

S—Shop.

T—Tree-foot booth.

(*b*) The marking shall be in Form " B " and indicate on each of the said trees the year, the consecutive number of the licence, its distinctive letter " S " or " T ", as the case may be, and the number of the trees and where the toddy drawn therefrom is to be supplied to shops outside the district, also such additional mark or marks as the Superintendent of Excise may direct in this behalf.

9. *Marking and numbering of trees in Government forest lands.*—When the said trees are situated in Government forest lands, the licensee shall present the duplicate and quadruplicate copies of the application to the Forest Officer in charge of the Range within whose jurisdiction the said trees are situated, and obtain back the duplicate copy from the Forest Officer in charge of the Range endorsed and dated to acknowledge receipt of the quadruplicate copy. The Forest Officer in charge of the Range shall retain the quadruplicate copy with him. The licensee shall then settle with the Forest Officer in charge of the Range the date on which he should mark and number the said trees under his supervision. If, for a period of seven days from the date settled by the licensee the Forest Officer in charge of the Range does not present himself for supervising the marking and numbering of the said trees, the licensee may proceed to mark and number them in his absence in the manner provided in rule 8.

10. *No tapping of trees not marked and numbered, and no exchange of trees.*—The licensee shall not tap or cause to be tapped or drawn toddy from any of the said trees until the said trees have been marked and numbered in the manner provided

in rule 8 or 9. The licensee shall not tap, or cause to be tapped, or draw toddy from any tree not permitted to be tapped. The licensing authority shall not permit any trees to be tapped in exchange for the said trees on the ground that the said trees have proved barren or unproductive of toddy at any time during the period of the licence. No exchange of the said trees shall be permitted on any other ground except with the permission of the Director.

11. *Toddy Register.*—(1) The licensing authority shall maintain a register in Form " C " in which he shall enter the full particulars of all applications after they are verified by him as required by rule 7. On receipt of the challans he shall also note in the register the dates of payment, and the amount of duty actually paid by each licensee under rule 14 or 14A. The Excise Inspector shall also maintain a similar register of toddy trees.

(2) The licensing authority shall, from time to time, examine the register to see that the instalment of duty due from each licensee has been paid, and in case of default he shall take immediate steps to recover the arrears with interest due thereon from the licensee.

12. *Preparation of licence.*—After entering the particulars of the application in the register under rule 11, the licensing authority shall prepare a licence and after signing it himself, forward it to the Excise Inspector concerned for delivery to the applicant.

13. *Examination of trees by the Excise Inspector.*—(1) The Excise Inspector shall take the earliest opportunity to visit the oart, plantation, survey number or other place where the said trees are situated, and examine the said trees and satisfy himself that the provisions of these rules have been duly complied with.

(2) If during the examination of the said trees, the Excise Inspector notices any minor irregularity in the marking or numbering of the said trees, he may ask the licensee to rectify it. But if the irregularity on the marking, numbering, or tapping of the said trees, or in marking the number and distance of the said trees from the booth is so material as not to be remedied by mere rectification, he shall bring the irregularity to the notice of the Superintendent of Excise.

14. *Payment of duty.*—(1) The licensee shall, before making an application under rule 5, pay into a Government Treasury one-third of the total duty leviable in respect of the said trees at the rate fixed under section 109 (*1*) of the Act :

Provided that if an application is made on any date after the 1st day of April in the Ahmednagar District and the Ratnagiri District or the 1st day of August elsewhere, the licensee shall pay as the first instalment an amount equal to the aggregate of the instalments that would have become payable had the licence been granted from the 1st day of April or the 1st day of August, as the case may be, and shall pay the subsequent instalments, if any, on the dates specified in sub-rule (2) and in the manner specified in sub-rule (3).

(2) Of the remaining two-thirds of the duty, one-third shall, in the Ratnagiri District, be paid on the 1st day of August and the remaining one-third on the 1st day of December an elsewhere on the 1st day of December and the 1st day of April respectively :

Provided that the licensee may, and if the licensing authority so directs, in any case, shall, pay the full duty in advance.

(3) The licensee shall pay the second and third instalments of the duty direct into the Treasury of the Chief Account Officer of Excise or the Huzur or Taluka Treasury according as the licence pertains to Bombay or mofussil, by presenting a challan in triplicate. The Treasury Officer shall forward one copy of the challan to the Excise Inspector concerned, and in Bombay to the Superintendent of Excise, Bombay, return the second copy to the licensee and retain the third copy on his record.

14A. As licences for the sale of toddy and tapping licences will ordinarily be granted only for a period of eight months ending 31st March 1950 for the year 1949-50 in the districts other than the Ahmednagar District and the Ratnagiri District, the licensee in a district other than these two districts shall, before making an application under rule 5, pay into a Government Treasury one-half of the total annual duty leviable in respect of the said trees at the rates fixed under sub-section (1) of section 109 of the Act; the remaining one-half of the duty shall be paid on or before 30th November 1949 :

Provided that if an application is made on any date on or after the first day of December 1949, the licensee shall pay the full annual duty leviable in respect of the said trees before making the application.

15. *Liability to pay interest on duty overdue.*—The licensee shall pay interest at such rate as Government may from time to time direct on all instalments of duty not paid by him on the dates specified in rule 14 or 14A, as the case may be. Any payment made by the licensee, shall, unless the Director otherwise directs, be appropriated, first towards the payment of the interest, if any, and the balance towards the payment of the instalments.

16. *Liability of the licensee to pay the full duty leviable.*—The licensee shall pay the full duty in respect of the said trees irrespective of the fact whether the trees have actually been tapped or not, and save as provided in rule 17, shall not claim any refund of duty paid by him under rule 14 or 14A.

17. *Refund of Duty.*—The applicant shall, on application, be entitled to the refund of so much of the duty as has already been paid by him in respect of tree tapping of which is found objectionable by the licensing authority, and in respect of which a licence has not been granted. A copy of the Treasury challan in respect of the duty paid by him shall be attached to each application for refund.

18. *Time for tapping trees and drawing toddy therefrom.*—A tree shall not be tapped nor shall toddy be drawn therefrom before 4-30 a.m. (S. T.) or after sunset and toddy drawn from a tree shall not, without the written permission of the Collector or the Superintendent of Excise concerned be removed after 8 p.m. (S.T.).

19. *Transport of toddy under a pass and issue of Nokarnamas.*—The licensee shall tap the trees and remove toddy drawn therefrom only under cover of a transport pass in form " D ", issued either by himself or by an agent or servant duly authorised by him in this behalf by a written nokarnama signed by himself and countersigned by an Excise Officer not lower in rank than a Sub-Inspector :

Provided that, any such nokarnama signed by the licensee shall also be valid unless and until countersignature is refused. If for any reason the Collector orders the withdrawal of any nokarnama issued by the licensee, the nokarnama shall be forthwith withdrawn. For every nokarnama issued by him the licensee shall pay such fee as may from time to time be prescribed for this privilege by the Director under clause (*b*) of section 144 of the Act. The person authorised to tap the said trees and transport toddy under this rule shall, whenever so employed, carry in his possession a copy of the nokarnama certified under the

signature of the aforesaid officer. No nokarnama shall be issued to any person under twenty-one years of age.

20. *Tapping of additional trees.*—(1) A licensee who is desirous of obtaining permission to tap additional trees during the currency of his licence shall forward an application in Form " A " to the licensing authority together with his licence and comply with the provisions of rules 5, 6, 14 and 14A in so far as they are applicable in respect of the additional trees covered by the application. The licensee shall also furnish the following additional information, namely :—

(*a*) If the toddy drawn from the additional trees is to be supplied to his shop, the licensee shall attach a certificate from the Superintendent of Excise concerned to the effect that he has no objection to the permission being granted for tapping additional trees covered by the application.

(*b*) If the toddy drawn from the additional trees is to be supplied to his tree-foot booth the licensee shall attach a statement that the number of additional trees together with those already licensed to be tapped does not exceed the maximum number of trees fixed for his tree-foot booth.

(2) The licensing authority shall dispose of the application in the manner provided in rules 7, 11 and 12 and after satisfying himself that the provisions of sub-rule (1) have been complied with, may grant the permission. If the licensee is permitted to tap any additional trees, he shall mark and number them as required under rule 8 or 9, as the case may be, and comply with the provisions of rules 10 and 14 or 14A as the cas may be :

Provided that the licensing authority shall, instead of preparing a fresh licence, endorse on the licensee's licence in red ink that the licensee has been permitted to tap and draw toddy from the additional trees specified in the endorsement.

20A. *Permission to tap trees after expiry of licence.*—If a licensee makes an application to the licensing authority for permission to tap the trees in respect of which he was granted the licence after the expiry of the period of his licence at the end of the year, he may be permitted for special reasons to do so for a period not exceeding one month during the next succeeding year, if he pays in advance into a Government Treasury duty at the rate prescribed by Government in that behalf.

21. *Transfer of licence.*—No licence shall be transferred to the name of another person without the sanction of the Collector :

Provided that neither the licensee nor the transferee shall be entitled to claim any refund of duty if the transfer of a licence is refused, or a reduced number of trees is sanctioned while transferring the licence :

Provided further that the heir or legal representative of the licensee or of the transferee, as the case may be, shall have no claim to the transfer of the licence in his name.

22. *Suspension and cancellation of licences.*—The licence shall be liable to be suspended or cancelled in accordance with the provisions of sections 54 and 56 of the Act.

23. *Additional restrictions not provided for in these rules.*—Trees tapped in an area where the rate of duty is lower for supply of toddy to shops in an area where the rate of duty is higher shall be subject to such additional restrictions, as the Director may, from time to time, impose either generally or in individual cases.

24. *Saving.*—Nothing in these rules shall—

(i) apply to Nira, or

(ii) affect the operation of any special rules for the tapping of trees for any purpose other than those specified in rule 3,

FORM

(*See* rule

No.

Application to the *Superintendent of Excise, Bombay Division,* / *Mamlatdar or Mahalkari of (Taluka or Petha)* *for a licence to tap*

only as per particulars shown below for the

Applicant's name.	Situation of trees to be tapped.				Kind of trees to be tapped.		
	Name of oart or place where the trees are standing.	No. of oart or Survey No.	Pot or Phalni No.	Proprietor's name.	Cocoanut.	Brab.	Date or wild palm.

* Not to be filled in the case of the domestic consumption licence, or when the

Verified according to Rule 7 of the Bombay Toddy Tapping Rules, 1949.

Licensing Authority.

"A".

5.)

trees for the supply of toddy $\frac{\textit{to the shop at}}{\textit{to the tree-foot booth at}}$ .....

year ending ..... *19* .

* Proprietor's signature in token of his consent to the trees being tapped.	Duty to be paid.		Remarks.
	Rate per tree.	Amount of 1st instalment or for the whole year.	
	Rs. a. p.	Rs. a. p.	

trees to be tapped are on Government forest lands.

Dated.

(Signature of the applicant).

FORM " B ".

[*See* rule 8 (2) (*b*).]

1923-24.

T 45

10

FORM C.

FORM

REGISTER OF

(*See*

(One separate sheet should

Tapping Licence No.

Name of Licensee—

Register of Toddy Trees licensed to be

for the year

Application.		Kind of licence, i.e., S—Shop T—Tree-foot booth for which toddy is drawn.	Situation of the trees licensed to be tapped.			
No.	Date.		Name of the Village or locality.	Name of part, garden or place.	Part or Survey No.	Pot or Phalni No.
1	2	3	4	5	6	7

(One separate sheet should be

Particulars of the

1st instalment.			2nd instalment.		
Amount.	Date of payment.	Initials of licensing authority.	Amount.	Date of payment.	Initials of licensing authority.
1	2	3	4	5	6
Rs. a. p.			Rs. a. p.		

"C".

TODDY TREES.

Rule 11.)

be used for each licence.)

tapped in the ..... *Sub-Division / Taluka or Peta*

ending 19 .

Proprietor's name.	No. of trees licensed to be tapped.			Rate of duty.	Duty due for the whole year.	Remarks.
	Cocoanut.	Brab.	Date or wild palm.			
8	9	10	11	12	13	14
				Rs. a. p.	Rs. a. p.	

used for each licence.)

instalments paid.

3rd instalment.			Interest if any paid.	Total amount paid.	Remarks.
Amount.	Date of payment.	Initials of licensing authority.			
7	8	9	10	11	12
Rs. a. p.			Rs. a. p.	Rs. a. p.	

FORM "D".

(In duplicate.)

Pass for the transport of toddy from toddy bans/trees to the premises of licensed toddy shops/tree-foot booths.

Name of the licensee .. ..

Name of the toddy shop/tree-foot booth.

Name and situation of oart or plantation or village .. .. ..

Number of plantation, oart or Survey No. .. .. ..

Serial No. of the transport vessel ..

Capacity of the transport vessel ..

Quantity of toddy being transported (correct up to 1/6th of an imperial gallon or one reputed quart bottle) .. Gallons. Quart bottles.

This pass shall be valid for the day of issue only.

Date.

Signature of the licensee, or his authorised agent or servant.

Seal of the Superintendent of Excise.

I.

Licence to tap and draw toddy from toddy-producing trees for supplying toddy to shops for retail sale of toddy.

Licence is hereby granted to residing at (hereinafter called "the licensee"), on payment, in advance into the Treasury at / Chief Account Office of Excise, Bombay, of a sum of Rs. being full duty / one-third of the duty / the aggregate of the instalments of duty till the date of the grant of this licence payable by the licensee under rule 14 or 14A of the Bombay Toddy Tapping Rules, 1949 (hereinafter referred to as "the said Rules"), in respect of the trees specified in the Schedule hereto annexed (hereinafter referred to as "the said trees"), authorising him, under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), (hereinafter called "the said Act") and the rules and orders made under the said Act, to tap and draw toddy from the said trees growing within the Town and Island of Bombay / limits of the Town/the village of in the taluka of district for the purpose of supplying it to the shop and for retail sale of toddy situated at in the (hereinafter referred to as "the said shop") during

the period from the day of 19 to *31st March / †31st July 19 (both days inclusive) on the following conditions, namely : —

‡1. The licensee shall pay the remaining *two-thirds / †one-half of the duty payable at the rate of Rs. on each Cocoanut / Brab / Date / Wild Palm tree into the Treasury at / Chief Account Office of Excise, Bombay, in *two equal / †one instalment(s) on the *1st August / †30th November and 1st December respectively.

2. Each of the said trees shall be marked and numbered at the expense of the licensee either by the licensee or by any agent or servant duly authorised by him in this behalf in accordance with the provisions of rule 8 or 9 of the said rules, as the case may be, to the satisfaction of the.....(here insert the designation of the officer). The licensee shall not tap or cause to be tapped any of the said trees or draw or cause to be drawn toddy therefrom until the said trees are marked and numbered as aforesaid.

3. The licensee shall convey the entire quantity of the toddy drawn by him from the said trees under this licence to the said shop by a direct route and to no other place :

Provided that he may, with the written permission of the Collector or the Superintendent of Excise or any other duly authorised officer, collect toddy drawn from trees in different oarts or groves at a convenient central place before conveying it to the said shop. The toddy shall not be conveyed to the shop except under cover of a transport pass which shall be issued by the licensee or his duly authorised agent in such form as may be prescribed by the Commissioner from time to time. The licensee shall not draw toddy from the said trees before 4–30 a.m. (Standard Time) or after sunset snd shall not except with the written permission of the Collector or the Superintendent of Excise convey the toddy from the said trees at any time after 8 p.m. (Standard Time).

4. The licensee shall not distil such toddy into spirit or adulterate or dilute it with any foreign substance or liquid whatever.

5. This licence may be suspended or cancelled by the licensing authority in accordance with the provisions of sections 54 and 56 of the said Act.

Schedule.

No. and kind of trees to be tapped. 1	Name and situation of oart or Plantation — Village. 2	No. of oart or Plantation — Survey No. 3	Proprietor's name. 4	Total amount of duty due. — Cocoanut 5	Total amount of duty due. — Date or Wild Palm. 6

Granted this the day of 19 .

Seal

Licensing Authority.

* For Ratnagiri and Ahmednagar Districts only.

† For rest of the State.

‡ This condition to be omitted, when full duty is paid, and other conditions should be renumbered accordingly.

II.

Licence to tap and draw toddy from toddy-producing trees for retail sale at a tree-foot booth.

Licence is hereby granted to residing at (hereinafter called "the licensee"), on payment, in advance into the Treasury at / Chief Account Office of Excise, Bombay, of a sum of Rs. being the full duty / one-third of the duty / aggregate of the instalments of duty due till date of the grant of this licence payable by the licensee, under rule 14 or 14A of the Bombay Toddy Tapping Rules, 1949 (hereinafter referred to as "the said rules"), in respect of the trees specified in the Schedule hereto annexed (hereinafter referred to as "the said trees"), authorising him under and subject to the provisions of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949) hereinafter called "the said Act"), and the rules and orders made under the said Act, to tap and draw toddy from the said trees, not being more than 50 and growing within the limits of the Town / Town and Island of Bombay, the village of in the taluka of the District for retail sale at the tree-foot booth both situated at in (hereinafter referred to as "the said booth") during the period from the day of to the 31st March / 31st July 19 (both days inclusive), on the following conditions, namely :—

1. The licensee shall pay the remaining †two-thirds / †one-half of the duty payable at the rate of Rs. on each Cocoanut / Brab / Wild Palm / ate tree into the Treasury at / Chief Account Office of Excise, Bombay, in ‡two equal / ‡one instalment(s) on the †1st August / ‡30th November and 1st December / ..... respectively.

2. The said trees shall be within such distance from the said booth as has been generally or specially sanctioned by the Collector.

3. Each of the said trees shall be marked and numbered at the expense of the licensee either by the licensee or by an agent or servant duly authorised by him in this behalf in accordance with the provisions of rule 8 or 9 of the said rules, as the case may be to the satisfaction of (here insert designation of the officer). The licensee shall not tap or cause to be tapped any of the said trees or draw or cause to be drawn toddy therefrom until the said trees are marked and numbered as aforesaid.

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*—*To be omitted when full duty is paid, and other conditions to be renumbered accordingly.

† For Ratnagiri and Ahmednagar Districts only.

‡ For rest of the State of Bombay.

4. The licensee shall convey the entire quantity of toddy drawn by him from the said trees under this licence to the said booth by a direct route and to no other place. The toddy shall not be conveyed to the booth except under cover of a transport pass which shall be issued by the licensee or his duly authorised agent in such form as may be prescribed by the Commissioner from time to time. The licensee shall not give or sell toddy to any one whomsoever before it is taken to and lodged in the said booth. The licensee shall not draw toddy from the said trees before 4-30 a.m. (Standard Time) or after sunset.

5. This licence may be suspended or cancelled by the Licensing Authority in accordance with the provisions of sections 54 and 56 of the said Act.

Schedule.

No. and kind of trees to be tapped.	Name and situation of oart or Plantation ..... Village.	Number of oart or Plantation ..... Survey No.	Proprietor's Name.	Total amount of duty due	
				Cocoanut or Brab.	Date or Wild Palm.
1	2	3	4	5	6

Granted this the day of 19 .

Seal.

Licensing Authority.

Commissioner of Prohibition and Excise Notification No. 51-25/50-FLI, dated 30th March 1950 (B. G., Pt. IV-C, p. 357). S. 144.

In exercise of the powers conferred by clause (*d*) of section 144 of the Bombay Prohibition Act, 1949 (Bom. XXV of 1949), the Commissioner hereby makes the following regulations, namely :—

The scale of fee in respect of a pass for the removal of foreign liquor—

(*a*) from the Customs House at the Port or the Land Customs station, in the State of Bombay, or

(*b*) across the boundary of the State of Bombay, or

(*c*) from the distillery, brewery, bonded warehouse, bonded laboratory, bonded spirit factory or bonded manufactory, in the State of Bombay, to the transporter's premises in the State of Bombay,

shall be as follows, namely :—

(*i*) *Rates of Pass Fee*—

(*a*) When the liquor to be removed is in bottles—

Rs. 1–8–0 per dozen quart bottles of spirits, other than rectified spirit;

Re. 1–0–0 per proof gallon (six quart bottles of London Proof Strength) of rectified spirit including absolute alcohol;

Re. 0–12–0 per dozen quart bottles of wine;

Re. 0–6–0 per dozen quart bottles of beer and other fermented liquors.

(*b*) When the liquor to be removed is in the wood—

Re. 1–0–0 per proof gallon of spirits;

Re. 0–6–0 per bulk gallon of wines;

Re. 0–3–0 per bulk gallon of beer and other fermented liquors.

(*ii*) *Rates of Special Fee.*—

Rs. 120–0–0 per dozen quart bottles of spirits other than rectified spirit.

Rs. 60–0–0 per dozen pint bottles of spirits other than rectified spirit.

Rs. 30–0–0 per dozen 2-dram bottles of spirits other than rectified spirit.

Rs. 30–0–0 per dozen quart bottles of wines.

Rs. 15–0–0 per dozen pint bottles of wines.

Rs. 7–8–0 per dozen puart bottles of beer.

Rs. 3–12–0 per dozen pint bottles of beer.